

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11431 of 2019

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Krishna Mohan Jha Son of Late Nokhe Lal Jha Resident of Shandilya Anandpuri Colony, Sadar Block Road, P.O- Hazaribagh, P.S.- Sadar, District- Hazaribagh (Jharkhand).

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Forest and Environment Department, Government of Bihar, Patna.
2. The Deputy Secretary, Forest and Environment Department, Government of Bihar, Patna.
3. The Accountant General (A and E) Bihar, Birchand Patel Marg, Patna.
4. The Senior Account Officer, The office of the Accountant General, Birchand Patel Marg, Patna.
5. The Treasury Officer, P.O., P.S. and District - Hazaribagh (Jharkhand)

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Pranav Kumar Jha
For the Respondent/s : Mr.Gajendra Prasad Yadav (Sc17)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 17-06-2020 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State as well as

Accountant General.

Petitioner is aggrieved by the arbitrary

determination of revised pension.

Learned counsel for the petitioner submits that

petitioner was entitled to revised pension on the pay scale of

10.000-15,200/- instead of 6500-10,500.



Learned counsel for the petitioner refers to counter affidavit of Accountant General where it has been stated that such correction is within the domain of the Administrative Department. The office of the Accountant General has already issued letter on 6.6.2019 vide Annexure-1.

In the instant case no counter affidavit has been filed on behalf of the State.

Considering the fact that petitioner superannuated on 31.1.1996 and the present application relates to revision of pension in sixth pay commission, the writ petition is disposed of with a direction to the respondent Principal Secretary, Forest Department, Govt. of Bihar to appropriately decide the claim of the petitioner for revision of his pension in the light of information received by the petitioner under Right to Information Act with regard to his entitlement of pension under sixth pay commission.

Final decision in this regard may be taken by the respondent-Principal Secretary, if not already taken within a maximum period of three months, failing which, the petitioner shall be entitled to payment of interest at the rate of 9% from the date of implementation of sixth pay commission till the date of actual payment.



With the aforesaid, the writ application stands
disposed of.

(Anil Kumar Upadhyay, J)

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