

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2913 of 2012

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Mandavi Devi Wife Of Late Shyambabu Singh Yadav Resident Of Village-
Mathura Chak, P.S.-Bidupur, District-Vaishali

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Health,
Govt. of Bihar, Patna.
2. Regional Deputy Director, Health Services, Tirhut Division, Muzaffarpur
3. Civil Surgeon Cum Chief Medical Officer, Vaishali At Hazipur
4. Incharge Medical Officer, Principal Health Centre, Mahnar, Vaishali
5. Incharge Medical Officer, Additional Primary Health Centre, Chamarhara
Mahnar Vaishali
6. District Treasury Officer, Vaishali
7. District Provident Fund Officer, Vaishali
8. Accountant General, Bihar, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shiv Kumar, Advt.
For the Respondent/s : Mr. Ajay Sc11

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4. 20-02-2020 Heard learned counsel for the petitioner and learned
counsel for the Respondent-State.

After some detailed arguments, the petitioner's
counsel confines himself to submit that at least the Respondent
should have made payment of amounts due and admissible to
the petitioner under the heading Group Insurance and deposit
made in the General Provident Fund Accounts by her husband.

To that submission, this Court would observe that the
State and its authorities cannot indulge in unjust enrichment,



and if amounts are due under these heads the same must be paid.

Since the petitioner's husband, who was the employee, has long back, i.e. on 26.08.2005 passed away, the petitioner would not be in a position to give the details of the deposits. The Respondent No.3, therefore, is hereby directed to ascertain and compile the legitimate dues of the petitioner under these two heads and make payment of the same with up-to-date statutory interest till date of payment along with the details of calculation of the amounts being paid.

Let the entire exercise be completed within six (06) months from the date of receipt/production of a copy of this order.

The writ petition stands disposed off.

(Madhuresh Prasad, J)

shyambihari/-

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