

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17586 of 2019

1. Raj Narayan Singh Son of Bathahu Singh Resident of Ward No. 4, Manpura, Tajpur, P.S.- Bangra, District- Samastipur, (Designation- Waterman, Date of Retirement- 30.11.2011).
2. Dinesh Kumar Din Son of Yadunandan Kumar Resident of Village- Sahiyaradih, Rosera, P.S.- Rosera, District- Samastipur, (Designation- Store Work Clerk, Date of Retirement- 30.06.2008).
3. Yogendra Prasad Singh Son of Ram Kumar Singh Resident of Village- Anandipur, Anchal Khalgaon, P.S. Kahalgaon, District- Bhagalpur (Designation- Conductor, Date of Retirement- 31.08.2017)
4. Ram Charitra Prasad Singh Son of Kameshwar Singh Resident of Bus Stand, Pakribarawan, P.S. Pakaribarawan, District- Nawada, (Designation- Driver, Date of Retirement- 30.11.2014).
5. Ram Kishore Prasad Son of Nawal Kishore Prasad Resident of Mohalla- Sakuntalam Nagar, Gondapur, P.S.- Nawada, District- Nawada (Designation- Poddar, Date of Retirement- 23.02.2016).
6. Shree Kant Sharma Son of Fuleshwar Singh Resident of Village- Dosut, P.S.-Warsaliganj, District- Nawada (Designation- Conductor, Date of Retirement- 31.05.2010).
7. Ram Naresh Prasad Singh Son of Ramroop Singh Resident of Village and P.O. Reula, Gaya, District- Gaya (Designation - Traffic Clerk, Date of Retirement - 28.02.2013).
8. Nand Kishore Sharma Son of Mathura Singh Resident of Village- Adhwan, P.s. Wazirganj, District- Gaya (Designation - Conductor, Date of Retirement- 31.08.2003).
9. Sadan Singh son of Valmiki Singh resident of Village- Meghipur, Dumrawan, P.S. Pakaribarawan, District Nawada (Designation- Conductor, Date of Retirement- 31.08.2012).
10. Basudeo Prasad Singh son of Meghu Garai resident of Village- Bardih, Nawada, District Nawada (Designation- Accountant, Date of Retirement- 31.01.2000).
11. Hadish Ahmed son of Habib resident of Village- Gangapur, Siswan, P.S. Siswan, District Siwan, (Designation- Deputy Driver, Date of Retirement- 31.05.2015).
12. Ram Bahal Yadav son of Raghu Yadav resident of Village- Tetarpur, Panchanpur, P.S. Wazirganj, District Gaya (Designation- Conductor, Date of Retirement- 30.06.2019).
13. Indra Mohan Choudhari son of Shiv Shankar Choudhari resident of Village- Bhanpur, Dinmanpur, P.S. Samastipur, District Samastipur, (Designation- Traffic Clerk, Date of Retirement- 31.01.2008).
14. Anil Kumar Verma son of Suryadev Prasad Verma resident of House No. 248, Anandpuri, Opposite Nunihal Inc. School, Bibiganj, M.I.T., Muzaffarpur (Designation-Traffic Clerk, Date of Retirement- 31.05.2011).
15. Kalawati Devi wife of Late Upendra Nath Singh resident of C-3/409, UPO



- Kala Niwas, Gali No. 5, Near Shiv Chowk, Nangli Vihar Exten. Bapraula, West Delhi, Delhi (Designation- Conductor, Date of Retirement- 01.11.2006).
16. Ashok Prasad son of Late Lakhandev Ram resident of Village- Kurkuri, P.S. Phulwari Sharifs, District Patna, (Designation- Driver, Date of Retirement- 30.09.1998).
 17. Sunil Prasad son of Kapildev Ram resident of 80 Mehla, Mohalla Madanpur Khadar, South Delhi, Delhi- 76 (Designation- Deputy Driver, Date of Retirement- 31.07.2001).
 18. Ram Ratan Prasad Yadav son of Sanichar Prasad resident of Chhiri Tarawan, P.S. Fatehpur, District Gaya, (Designation- Traffic Clerk, Date of Retirement- 28.02.2013).
 19. Ram Nandan Singh son of Harihar Singh resident of Village and P.O. Mahsaura, Ramgarh Chowk, Mahsaura, District Lakhisarai, (Designation- Traffic Clerk, Date of Retirement- 30.04.2007).
 20. Anand Kumar Thakur son of Sitaram Thakur resident of Village- Itwa Shivrinar, Padri, Saho Parri, P.S. Biraul, District Darbhanga, (Designation- Conductor, Date of Retirement- 30.01.2019).
 21. Uttam Ram son of Late Budhan Ram resident of Village and P.O. Chakand Bazar, P.S. Chandauti, Chakand, District Gaya (Designation- Peon, Date of Retirement- 31.05.1998).
 22. Bhola Sharma son of Late Saukhi Sharma resident of Village- Kuhila, P.S. Akbarpur, District Nawada, (Designation- Deputy Driver, Date of Retirement- 03.10.1998).
 23. Krishna Nandan Jha son of Ram Swarup Jha resident of Village- Chetan Tola, P.S. Khutaha, District Lakhisarai, (Designation- Conductor, Date of Retirement- 28.02.2018).
 24. Manorma Devi wife of Late Bhavesh Jha resident of Village- Motia, P.S. and District Godda (Jharkhand), (Designation- Conductor, Date of Retirement- 31.07.1998).
 25. Shri Shankar Pandey son of Shiv Bachan Pandey resident of Banpura, Pandey Tola, Rasulpur, Banpura Bazar, P.S. Rasulpur, District Siwan. (Designation- Conductor, Date of Retirement- 30.04.2019).
 26. Digambar Choudhary son of Jaybir Choudhary resident of Village- Pindaruch, P.S. Kamtaul, District Darbhanga, (Designation- Aadeshpal, Date of Retirement- 30.06.2015).
 27. Surya Ray son of Satan Dev Ray resident of Bihar Rajya Path Pariwahan, Sultan Palace, Birchand Patel Marg, P.S. Buddha Colony, District Patna, (Designation- Aadeshpal, Date of Retirement- 31.05.2015).
 28. Arshad Imam son of Late Md. Sadik resident of Atasaray, P.S. Islampur, District Nalanda (Designation- Accountant, Date of Retirement- 30.09.1998).
 29. Vishwanath Mahto son of Late Rijhan Mahto resident of Pariwahan Bhawan (Sultan Palace), Veerchand Patel Path, R. Block, Patna G.P.O., Patna-1, (Designation- Aadeshpal/ Peon, Date of Retirement- 31.08.2011).
 30. Munni Devi wife of Late Dashrath Singh resident of Chamtha, Chhotkhunt



- Dih, P.S. Chamtha, District Begusarai, (Designation- Artizen C. Mechanic, Date of Retirement- 13.10.2002).
31. Md. Mojid son of Md. Tauheed resident of Khurshid Manzil, Shah Kamal Road, Near Sir Syed Girls High School, Lodi Katra, P.S. Samptchak, Patna City, District Patna- 8 (Designation- Statistical Clerk, Date of Retirement- 28.02.2010).
 32. Sri Brij Raj Prasad son of Rameshwar Prasad resident of 10, Padri Ki Haweli, Sonar Toli, Patna City, P.S. Jhauganj, District- Patna 8 (Designation- Artizen C, Date of Retirement- 30.06.2008).
 33. Sri Vishwanath Prasad son of Late Baijnath Prasad resident of Maharaj Ghat, Nagla, Patna City, District- Patna- 8, (Designation- Artizen C, Date of Retirement- 31.01.2000).
 34. Sri Hari Narayan Shah son of Ram Narayan Shah Resident of Mainpura, Milky, Nala Par, Patna- 1, (Designation- Helper, Date of Retirement- 31.08.12).
 35. Shri Rameshwar Prasad son of Jagdish Prasad Resident of 14 Nawab Bahadur Road, Pachhim Darwza, Near Masjid, Milki Chak, Patna City, P.S. Ranipur, District Patna, (Designation- Driver, Date of Retirement- 31.01.2009).
 36. Girja Nandan Pathak son of Sidheswar Pathak Resident of Pandriba Gali, Near Radha Krishna Mandir, Nagla, Patna City, District Patna- 8, (Designation- Conductor, Date of Retirement- 31.10.11).
 37. Smt. Gyatri Devi wife of Late Radhey Shyam Dwevedi resident of 75, Gowar Toli, Diwan Mohalla, Durga Mandir, Patna City, P.S. Jhauganj, Milki Chak, P.S. Ranipur, District Patna, (Designation- Conductor, Date of Retirement- 13.06.2004).
 38. Jageshwar Prasad son of Gauri Shankar Lal Resident of Kathak Tal, P.S. Guljarbagh, Patna City, District Patna- 7, (Designation- Conductor, Date of Retirement- 31.01.2011).
 39. Smt. Kusum Devi wife of Late Brij Nandan Prasad resident of Bagh Sadho Ram Akhada, Patna City, Nar Akhada, P.S. Begampur, District Patna- 9 (Designation- Conductor, Date of Retirement- 31.05.02).
 40. Smt. Kanti Devi wife of Late Kishori Lal resident of Nai Sarak, Jajak Toli, Patna City, District Patna- 8, (Designation- Aadeshpal, Date of Retirement- 1998).
 41. Basant Kumar Pandey son of Late Mathura Pandey Resident of Village Jhikatiya, P.O. and P.S. Kutumba, District Aurangabad, (Designation- Conductor, Date of Retirement- 31.01.17).
 42. Ram Naresh Singh son of Late Bachchu Singh resident of Village Kandaul, P.O. and P.S. Hulasganj, District Jehanabad (Designation- Traffic Clerk, Date of Retirement- 31.07.2009).
 43. Sadhu Sharan Singh son of Late Bhuneshwar Singh Resident of Village Karisoba, P.S. Wazirganj, District Gaya, (Designation-, Date of Retirement- 30.09.2012).
 44. Rajendra Prasad Singh son of Late Madho Singh Resident of Doctor Colony, Chhoti Pahari, P.O. Badi Pahari, P.S. Bypass, District Patna, (Designation-



Traffic Clerk, Date of Retirement- 31.03.2010).

45. Sri Niwas Mishra son of Late Rajakant Mishra Resident of Village Bishunpur, P.O. Baradih, P.S. Karakat, District Rohtas, (Designation- Typist, Date of Retirement- 31.12.2000).
46. Dev Nandan Singh son of Chakradev Singh Resident of Village Atiya, Kolkha, P.S. Bodh Gaya, District Gaya, (Designation- Conductor, Date of Retirement- 31.07.2012).
47. Jagdish Prasad Singh son of Sahdev Singh resident of Ward No. 10, Gopalpur, Lakhisarai, Nandpur, P.S. Manikpur, District Lakhisarai, (Designation- Conductor, Date of Retirement- 31.07.2004).
48. Rajendra Singh son of Ramyad Singh Resident of Village Madarpur, P.S. Buniyadganj, District Gaya, (Designation- Artizen C, Date of Retirement- 31.07.2008).

... .. Petitioner/s

Versus

1. The Union of India through the Secretary, Labour and Employment Ministry, Government of India, New Delhi.
2. The Secretary, Labour and Employment Ministry, Government of India, New Delhi.
3. The Central Provident Fund Commissioner, New Delhi.
4. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
5. The Principal Secretary, Transport Department, Government of Bihar, Patna.
6. The Bihar State Road Transport Corporation through its Administrator, Birchand Patel Marg, Patna (Bihar).
7. The Administrator, Bihar State Road Transport Corporation, Birchand Patel Marg, Patna.
8. The Chief Account Officer, Bihar State Road Transport Corporation, Birchand Patel Marg, Patna.
9. The Regional Provident Fund Commissioner, EPF Office, R. Block, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Sameer Ranjan
For the Respondent/s : Mr.Chitranjan Sinha (Paag2)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 15-06-2020 The present petition has been taken up for consideration through the mode of Video conferencing in view of the prevailing situation on account of COVID 19 Pandemic,



requiring social distancing.

Heard the learned counsel for the petitioners Shri Prashant Sinha, learned counsel appearing for the respondent nos. 3 and 9, Shri Nikesh Kumar, learned counsel appearing for the respondent no. 6 and Shri P.K. Verma, learned counsel appearing for the Bihar State Road Transport Corporation.

The learned counsel for the parties are in agreement that the present case can be disposed off in terms of the order dated 08.01.2018 passed in CWJC No. 16033 of 2016 and order dated 19.04.2019 passed in CWJC No. 8220 of 2019.

In such view of the matter, the writ petition stands disposed off with liberty to the petitioner to apply in the manner required under the relevant statutes/rules with regard to final withdrawal of the provident fund amount before the authority concerned, i.e. either of the respondent nos. 6 to 8 & 9, in accordance with law, in the required performa. It is further directed that upon the same being done, the authorities would look into the matter and verify it from the records and whatever amount is found payable to the petitioners, the same shall be paid to them along with the statutory interest, in accordance with law, within six months from the date of filing/



completing the required formalities by the petitioners herein.

The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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