

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5470 of 2017

=====

Dinesh Dutt Dwevedi son of Late Radha Krishna Dwevedi, Resident of
Village Goh, P.S. Goh, District- Aurangabad Petitioner/s
Versus

1. The State Of Bihar
2. The District Magistrate, Aurangabad, Bihar.
3. The Sub Division Officer, Aurangabad, Bihar.
4. The Block Development Officer, Aurangabad, Bihar.
5. The Block Development Officer, Madanpur, District Aurangabad.
6. The Chief Accountant General Bihar, Patna.
7. The Treasury Officer Aurangabad.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr.Kamlendra Pd. Singh
For the Respondent/s : Mr. Krishna Chandra, AC to GA 5

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 18-05-2020 Heard Mr. Kamlendra Prasad Singh, learned Counsel
for the petitioner and Mr. Krishna Chandra, learned Assistant
Counsel to Government Advocate No. 5, through Video
Conferencing.

The present writ application has been filed for a
direction to the respondents to make payment of arrears of
salary, retiral dues as well as grant of benefit of A.C.P.

A counter affidavit has been filed on behalf of
respondent nos. 2, 3 and 4, in which it has been stated that all
the retiral dues of the petitioner has been paid except the claim
of benefit of A.C.P., which is under consideration before the
competent authority.



Learned Counsel for the petitioner, referring to letter no. 1486, dated 05.10.2017 (Annexure E to the counter affidavit), submits that the original service book and other documents have been sent to the District Panchayati Raj Officer, Aurangabad, by letter no. 851, dated 17.06.2017. He further submits that decision on the claim of the petitioner regarding grant of benefit of A.C.P. is pending before the District Panchayati Raj Officer, Aurangabad, since then.

On the other hand, learned Counsel for the State submits that the authority competent to take a decision on the claim of the petitioner is the Block Development Officer, Madanpur (respondent no. 5).

Having heard learned Counsel for the parties and taking into consideration the fact that the only grievance of the petitioner for grant of benefit of A.C.P. is pending since 2017, this writ application is disposed of with a direction to the Block Development Officer, Madanpur (respondent no. 5), to consider the claim of the petitioner for grant of benefit of A.C.P. and pass a reasoned order within a period of three months from the date of receipt/production of a copy of this order.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

U	√		
---	---	--	--

