THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(S) No.551 of 2014

Sita Ram Prasad ..... Petitioner

Versus

1. The State of Jharkhand
2. Director General-cum-I.G of Police, Government of Jharkhand
3. Dy. Inspector General of Police, Coal Range Bokaro Town, Bokaro
4. Superintendent of Police, Bokaro, District Bokaro
5. Superintendent of Police, Giridih

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Petitioner : Mr. Pradeep Kumar, Advocate
For the Respondents : Mr. Rahul Kamlesh, Advocate

02/15.12.2020 Heard learned counsel for the parties through V.C.

2. The instant writ application has been preferred by the petitioner for a direction upon the concerned respondents to pay his salary from July, 1991 to January, 1992 with all consequential benefits.

3. Learned counsel for the petitioner submits that the petitioner was suspended by the then Superintendent of Police, Bokaro on the alleged charge of dereliction of duty, but later on his suspension was revoked; however, neither the salary for the aforesaid period nor any subsistence allowance has been paid to him for which he was entitled as per Rule 840 and 841 of Police Manual.

4. Mr. Rahul Kamlesh, learned counsel for the respondent State submits that there was a full fledged departmental enquiry and an order has been passed which has been annexed as Annexure A series to the counter affidavit. However, the petitioner has not challenged the order imposing punishment. However, he fairly submits that in case the subsistence allowance is not paid to the petitioner he can represent before the concerned respondent.

5. Having heard learned counsel for the parties and after going through the averments made in the counter affidavit, the instant writ application is hereby disposed of by directing the petitioner to file a fresh representation before

Respondent No. 5 only for the purpose of subsistence allowance for the period of suspension.

If any such representation is filed, the same shall be disposed of after verifying the records and necessary orders shall be passed within a period of five months.

6. With aforesaid observation and direction, the instant writ application is disposed of.

(Deepak Roshan, J.)

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