NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3018 of 2020

- Sebesityan Minj S/o Late E. Ginesh Minj Aged About 62 Years Sevanivrit Pradhan Arakshak Karyalay Police Adhikshak Bilaspur, Niwasi- Gram Uslapur, Tehsil Jila Bilaspur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Dwara- Sachiv Grih Avam Police Vibhag Naya Raipur Jila Raipur, Chhattisgarh
2. Police Adhikshak, Bilaspur Jila Bilaspur, Chhattisgarh
3. Collector Bilaspur Jila Bilaspur, Chhattisgarh
4. Sambhagiya Sanyukt Sanchalak Kosh Lekha Avam Pension Vibhag Bilaspur, Jila Bilaspur, Chhattisgarh
5. Jila Koshalaya Adhikari, Bilaspur Jila Bilaspur, Chhattisgarh

---- Respondents

For petitioner : Mr. Abdul Wahab Khan, Advocate.
For State ; Ms. Richa Shukla, Dy.Govt. Advocate.

Hon'ble Shri Justice Goutam Bhaduri

Order

7-8-2020

Heard.

1. Learned counsel for the petitioner would submit that the petitioner has retired on 30-4-2020 and thereafter notice dated 3-7-2020 was served to him wherein it was stated that Rs.80,929/- would be deducted from the amount of his

gratuity. He would further submit that since the petitioner has retired, at this stage, petitioner may be given liberty to make a representation so that after the representation is decided, the cause would be known which can be adjudicated before the appropriate forum.

2. Without going into merits of the case, since the petitioner's contention is that the order of deduction has been passed without giving an opportunity of hearing to him, the petitioner may make a representation to respondent No.2-Police Adhikshak, Bilaspur Jila Bilaspur, Chhattisgarh within a period of four weeks and thereafter respondent No.2 shall consider and decide the same within a period of 90 days from the date of receipt of a copy of the representation. Thereafter, petitioner shall be at liberty to raise his grievance before appropriate forum under Payment of Gratuity Act, 1972, if eventuality arises.

3. With the aforesaid observation/direction, the writ petition stands disposed of.

Sd/-

(Goutam Bhaduri)

J U D G E

Raju