

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23258 of 2018

1. Kapildeo Sah, Son of Late Mahavir Sah, resident of Village and P.O.- Shivanar, P.S.- Mokama, District- Patna- 803302.
2. Ram Naresh, Son of Devi Ram, Shivnar, Patna.
3. Yogendra Mochi, Son of Jangi Mochi, Ward No. 11, Shivnar, Patna.
4. Sitaram Saw, Son of Ram Kishun Saw, Shivnar, Patna.
5. Satyanarayan Singh, Son of Yugal Kishore Singh, Village and P.O. and P.S.- Shivnar, Patna.
6. Ram Bilas Saw, Son of Daroga Saw, Ward No. 9, Shivnar, Patna.
7. Mithu Das, Son of Dahaur Das, Ward No. 9, Shivnar, Patna.
8. Chandani Devi Wife of Late Lakhan Yadav, resident of Shivnar, Ward No. 9, P.S.- Mokama, District- Patna.
9. Ram Naresh Singh, Son of Brahamdev Singh, Resident of Village- Tola Ganga Pd. Kanhaipur, P.S.- Kanhaipur, District- Patna.
10. Dudh Nath Singh, Son of Singheshwar Singh, Ward No. 4, Shivnar, Patna.
11. Moti Prasad Son of Late Banke Mahto, Shivnar, Patna.
12. Ram Sagar Singh, Son of Bahu Lal Singh, Ward No. 10, Shivnar, Patna.
13. Suresh Das, Son of Sita Ram Das, resident of Village Ward No. 10, Shivhar, P.S. Shivhar, District- Patna.
14. Meena Devi Wife of Udit Saw, resident of Ward No. 10, Shivhar, P.S.- Shivhar, District- Patna.
15. Manti Devi, Wife of Ram Sewak Das, resident of Ward No. 10, Shivhar, P.S.- Shivhar, District- Patna.
16. Sri Kant Singh Son of Jagdeo Singh, Village- Chhatrapura, Shivnar, Patna.
17. Abhimanyu Singh, Son of Kari Singh, Ward No. 10, Shivnar, Patna.
18. Sri Narayan Singh, Son of Ramswarup Singh, Ward No. 3, Shivnar, Patna.
19. Ram Varan Singh, Son of Rameshwar Singh, resident of Ward No. 7, Shivhar, P.S.- Shivhar, District- Patna.
20. Md. Aasim, Son of Md. Ali, resident of Barahpur, Ward No. 8, N.T.C., P.S. Barahpur, District- Patna.
21. Ramjee Mahto, Son of Ganauri Mahto, resident of Paschim Tola, Ward No. 10, Shivhar, P.S.- Shivhar, District- Patna.
22. Deo Nandan Prasad S/o Late Ram Nandan Prasad, Shivnar, Patna.
23. Suresh Mahto, Son of Nathuni Mahto, resident of Ward No. 9, Barahpur More, District- Patna.
24. Bangali Mahto, Son of Shiv Mahto, resident of Ward No. 8, Barahpur, P.S.- Barahpur, District- Patna.
25. Shiv Shankar Mahto, Son of Ramji Mahto, Ward NO. 12, Shivnar, Patna.
26. Saryug Mishra, Son of Rameshwar Shukla, Ward No. 4, Shivnar, Patna.



27. Md. Sattar, Son of Md. Karu Miyan, Ward No. 6, Shivnar, Patna.
28. Kedar Mahto, Son of Kamdeo Mahto, Village- Shivnar, Ward No. 12, P.S.- Barahpur, District- Patna.
29. Rajendra Singh @ Rajendra Prasad Singh, Son of Ramdeo Singh, Bichla Tola, Ward no. 4, Shivnar, Patna.
30. Karu Mahto, Son of Ramji Pal, Ward No. 2, Shivnar, Patna.
31. Rajendra Yadav, Son of Ramashish Yadav, Paschimi Tola, Shivnar, Patna.
32. Usha Sinha, Wife of Hari Kant Singh, Ward No. 3, Shivnar, Patna.
33. Masudan Paswan, Son of Dhamdhur Paswan, Ward No. 9, Shivnar, Patna.
34. Dayanand Tiwari Son of Shivnandan Tiwari, Ward No. 2, Shivnar, Patna.
35. Vino Saw, Son of Vodhan Saw, Ward No. 10, Shivnar, Patna.
36. Kameshwar Paswan, Son of Premman Paswan, Ward No. 7, Shivnar, Patna.
37. Sanjay Singh, Son of Sadhu Sharan Singh, resident of Village- Purav Tola, Ward No. 8, Shivnar, P.S.- Shivnar, District- Patna.
38. Sona Devi, Wife of Chanderdeo Mochi, resident of Ward No. 11, Shivnar, P.S. Shivnar, District- Patna.
39. Balmiki Saw, Son of Ayodhya Saw, Ward No. 10, Shivnar, Patna.
40. Reshma Devi, Wife of Rajendra Mahto, Resident of Madan Tola, Resident of Ward No. 19, Mokama, P.S.- Mokama, District- Patna.
41. Chameli Devi, Wife of Krishnandan Chaudhary, Ward No. 11, Shivnar, Patna.
42. Vidyarathi Devi Wife of Gorib Yadav, Ward No. 5, Shivnar, Patna.
43. Bajo Das, Son of Soni Das, Manak Tola, Ward No. 9, Mokama, District- Patna.
44. Lalan Prasad, Son of Late Kedar Prasad Singh, Ward No. 11 Chakrapan Tola, Mokama, Patna.
45. Shohan Kumar, Son of Late Shigo Singh, Ward No. 14, Maldiyar Tola, Mokama, Patna.

... .. Petitioner/s

Versus

1. The Employee Provident Fund Organization through its Commissioner.
2. The Regional Commissioner, Employees Provident Organization, Regional Officer, Patna.
3. The Assistant Provident Fund Officer, Bihar, Patna.
4. The Senior Manager, Punjab National Bank, Boring Road, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar Sinha, Adv.
For Respondent nos.1 to 3 : Mr.Madhav Krishna, Adv.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

9 21-01-2021 Heard both sides.

2. The sole grievance of the petitioners is that their pension has not been fixed as per the provisions of the Employees Pension Scheme, 1995 but the counter affidavit has been filed on behalf of the Employees Provident Fund Organization and a supplementary counter affidavit has also been filed stating therein that there is no error in fixing the pension of the petitioners.

3. Having considered the submissions and the facts, I dispose of the writ petition with a direction to the petitioners that if the petitioners find that their pensions are not fixed according to any rules of the Employees Pension Scheme, 1995, the petitioners may file representation before the Commissioner, Employees Provident Fund Organization, who shall decide the representation of the petitioners within two months from the date of receipt of such representation.

4. With the aforesaid directions, this writ petition is disposed of.

(Prabhat Kumar Jha, J)

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