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WPA 12918 of 2005

Sankar Paswan (Electrician)
Vs.
M/s. Eastern Coalfield Ltd. & Ors.

Mr. Bijoy Kumar
Mr. Pradipta Basu
...for the respondents

The writ petitioner has invoked the jurisdiction under Article 226 of the Constitution alleging, inter alia, that his date of birth in the service record was entered wrongly and the same may be recorded as per school leaving certificate of the petitioner.

At the time of hearing of the instant writ petition, the petitioner has taken no step. The learned advocate for the petitioner is also absent. It is submitted by Mr. Bijoy Kumar, learned advocate for the respondents that the learned advocate for the petitioner has expired long ago. It is further submitted that the petitioner has already retired from service on superannuation and accepted all his retiral dues.

In view of such circumstances, I do not find it necessary to serve administrative notice upon

the petitioner. Since he retired from service as per office record and received retiral dues, this Court has every reason to hold that the petitioner is not interested to proceed with the instant writ petition.

Accordingly, the writ petition is dismissed.

Urgent photostat certified copy of this order, if applied for, be given to the learned advocate for the parties on usual undertaking.

(Bibek Chaudhuri, J.)