NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 3822 of 2021

Kholbahra Khunte, S/o Late Vitthal Khunte, Aged About 63 Years Retired As Assistant Grade - Iii At Hasdeo Canal Management Division, Janjgir, Water Resources Department, R/o Village - Devri, Police Station - Sheorinarayan, Tehsil - Pamgarh, District - Janjgir - Champa Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Water Resource Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Police Station - Rakhi, New Raipur, District - Raipur Chhattisgarh.
2. Executive Engineer, Hasdeo Canal Water Management Division, Janjgir, District - Janjgir - Champa Chhattisgarh.
3. Accountant General (A And E), Office Of The Accountant General (A And E), Zero Point, Baloda Bazar Road, Post Office - Vidhan Sabha, Raipur Chhattisgarh.
4. Senior Deputy Accountant General (Funds, Admin. And Pension), Office Of The Accountant General (A And E), Zero Point, Baloda Bazar Road, Post Office - Vidhan Sabha, Raipur Chhattisgarh.

----Respondents

For Petitioner	:	Mr. Atul Kesharwani, Advocate
For State	:	Mr. Neeraj Pradhan, Panel Lawyer
For Respondents No. 3 & 4	:	Mr. Rajkumar Gupta, Advocate

Hon'ble Shri Justice P. Sam Koshy
Order on Board

27/07/2021

1. The whole dispute in the present writ petition seems to be the alleged deduction of Rs.40,000 from the GPF account of the petitioner.

2. The facts of the case is that the petitioner working on the post of Assistant Grade-III under the respondents No.1 & 2 stood retired from service on 31.03.2020. According to the petitioner, when the settlement of his retiral dues were being made, the authorities

concerned have released the GPF amount showing that there was a withdrawal made of Rs.40,000 in the year 2003-04. According to the petitioner, he had never withdrawn any amount from the GPF account during the said period and the said entry shown by the respondents are erroneous and he is entitled for the amount of Rs.40,000 along with interest totaling Rs.1,71,968, which has been illegally shown to have been withdrawn by him.

3. The learned counsel for the office of the Accountant General submits that since there was a deduction shown reflected in the computer sheet maintained in the office of the Accountant General, the same has been adjusted.

4. From the bare perusal of the nature of pleadings, it is evidently clear that the dispute as to whether the petitioner has in fact made any withdrawal from the GPF account or not are all matter of records and verification of the documents available with the Department.

5. In view of the same, the writ petition at this juncture can be disposed of directing the respondents No.2 to 4 to immediately process the GPF account of the petitioner by verifying the records, both maintained in the office of the respondent No.2 as also that which is maintained in the office of the respondents No.3 & 4. The respondent No.2 shall make available the entire records for perusal of the respondents No. 3 & 4 for reaching to a genuine conclusion as to whether there has been any withdrawal made by the petitioner or not. It would be also appropriate at this juncture to direct the respondents No.2 to 4 to provide the petitioner also an opportunity of hearing to produce whatever material that he has in support of his claim pertaining to the said Rs.40,000.

6. Let the entire scrutiny be done by the respondents at the earliest preferably within a period of 90 days from the date of receipt of the copy of this order.

7. With the aforesaid observations, the present writ petition stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved