

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6808 of 2021

Prabhat Kumar Sinha S/o Madan Mohan Prasad Sinha, resident of Mohalla -
Jhilganj New Godown, P.O. - G.P.O., P.S. Kotwali, District - Gaya, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Secretariat, Patna.
2. The Principal Secretary, Department of Panchayati Raj, Govt. of Bihar, New Secretariat, Patna.
3. The Principal Secretary, Department of Finance, Govt. of Bihar, Secretariat, Patna.
4. The District Magistrate, Aurangabad, Bihar.
5. The Block Development Officer, Kutumba Block, District - Aurangabad, Bihar.
6. The Accountant General, Bihar, Patna. Respondent/s

Appearance :

For the Petitioner/s : Mr. Dr. Alok Kumar Sinha, Advocate
For the Respondent/s : Mr. Lalit Kishore (AG)

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
ORAL JUDGMENT

Date : 03-03-2022

Heard learned counsel for respective parties.

Learned State counsel accepts notice for respondent nos.

1 to 6.

Learned counsel for the petitioner is hereby directed to
furnish a copy of the petition to learned counsel for the State if it
not already furnished.

In the instant petition, petitioner has prayed for the fol-
lowing relief(s):-

*“For issuance of appropriate
writ/writs, order/orders, direction/direc-
tions in the nature of Mandamus com-
manding the respondents authorities for
fixation of pay scale as per seventh pay*



commission, payment of arrear of salary from 26.03.2015 to 31.07.2018. Further for payment of Post Retiral dues i.e. Provident Fund, Gratuity, Leave encashment and fixation of Pension w.e.f. 31.07.2018 and payment thereafter, till date with penal interest.”

In support of the aforesaid relief, petitioner has submitted representation on 31.08.2019 (Annexure-13) and it is pending consideration before the concerned respondent.

Therefore, the concerned respondent is hereby directed to examine whether the petitioner is entitled to benefit of seventh pay commission along with the difference of salary from 26.03.2015 to 31.07.2018, thereafter, re-fixation of retiral benefits like Provident Fund, Gratuity, Leave encashment and fixation of pension. The same shall be extended if the petitioner is otherwise eligible. If the petitioner is not entitled in that event necessary speaking order shall be passed and communicated to the petitioner. The above exercise shall be completed within a period of three months from the date of receipt of this order.

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

(P. B. Bajanthri, J)

Vikash/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	
Transmission Date	N/A

