

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9547 of 2022

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Arvind Kumar, Son of Sri Hira Lal, resident of Bich Bazar, Darbar Chowk,
Hisua, P.O./P.S. - Hisua, District- Nawada.

... .. Petitioner/s

Versus

1. Life Insurance Corporation of India Central Office - at Yogakshema, Jeevan Bima Marg, Nariman Point, Mumbai - 400021, through its Chairman.
2. The Chairman, Life Insurance Corporation of India, Central Office - at Yogakshema, Jeevan Bima Marg, Nariman Point, Mumbai - 400021.
3. The Sr. Divisional Manager, L.I.C of India, Patna Division Office -1, 1st Floor, Jeevan Prakash Building, Frazer Road, Patna - 1.
4. The Zonal Manager, L.I.C of India, Marketing Department, East Central Zonal Office, Jeevan Deep Building, 5th Floor, Exhibition Road, Patna - 1.
5. The Manager (MASH)-cum-Enquiry Officer, Patna Division Office - 1, 1st Floor, Jeevan Prakash Building, Frazer Road, Patna - 1.
6. The Sr. Branch Manager, L.I.C of India, Nawada Branch, Rajendra Nagar, Nawada - 805110.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sidhendra Narayan Singh, Advocate

For the Respondent/s : Mr. Nilanjan Chatterjee, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 10-08-2022 Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-



- i. For quashing of **Final Order dated 12-8-2021** as well as **Appellate Order dated 15-12-2021** (affirming final order), both contained in ANN-6 & 7 respectively, under which the Agency of Arvind Kumar (the petitioner), Agency Code - 0047951A, has been terminated under **Regulation 16(1)(b), 16(1)(c) & 16(1)(h)** with forfeiture of his entire commission in respect of all policies effected under his agency, under **Regulation 10(4) r/w 19(2) of LIC of India (Agents) Regulation, 2017 [For short: Regulation-2017]** by respondent no.3 & 4 respectively with recovery of Rs.2443/- only.
- ii. Further, for a consequential direction to respondents for restoration of petitioner's agency along with payment of all monetary benefits including commission on Renewal Premium with permissible bonus, benefits under CM Club Membership & Gratuity, etc.
- iii. During pendency of this application, the ADMITTED total payable commission of Rs. 12,54,751.64 for March, 2022 processed vide Bill Voucher on 16-3-2022 under ANN-9, arbitrarily withheld, may be ordered to be released in favor of petitioner.
- iv. For grant of any other relief/reliefs which this Hon'ble Court may deem fit and proper in the facts & circumstances of this case in favor of petitioner.

Shri Sidhendra Narayan Singh, learned counsel for the petitioner, submits that his memorial dated 04.03.2022 is yet pending consideration with the competent authority.

Shri Nilanjan Chatterjee, learned counsel for the respondents, could not verify such fact.

Be that as it may, as prayed for by learned counsel for the petitioner, we dispose of the present petition with the following mutually agreeable terms:

(I) Petitioner shall place on record additional materials in support of his memorial dated 04.03.2022. This he



shall positively do on or before 24.08.2022.

(ii) The competent authority shall pass an order thereupon within a period of four weeks thereafter.

(iii) Order assigning reason shall be supplied to the petitioner.

(iv) Liberty reserved to the petitioner to take recourse to such remedies, as are otherwise available in accordance with law.

Petition stands disposed of in the aforesaid terms.

Interlocutory application, if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/Ashwini

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