

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7438 of 2023

Dr. Shushil Mandal Son of Late Mritunjay Mandal Resident of Mohalla-
Vijay Bhawan Colony, Banka, P.S.- Banka, District- Banka.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. The Additional Chief Secretary, Health Department, Government of Bihar, Patna.
3. The Accountant General, Bihar, Patna.
4. The Deputy Secretary, Health Department, Bihar, Patna.
5. The Director, Health Department, Bihar, Patna.
6. The Regional Director, Divisiona Katihar.
7. The Treasury Officer, Katihar.
8. The Civil Surgeon, Katihar.
9. The District Magistrate, Katihar.
10. The Incharge Medical Officer, Primary Health Center, Falka, District Katihar.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Anil Kumar No.1, Advocate
For the State	:	Mr. Aditya Nath Jha, AC to SC-18
For the A.G.	:	Mr. Arun Kumar Arun, Advocate

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL JUDGMENT

Date : 21-08-2023

Heard Mr. Anil Kumar No. 1, learned counsel
appearing on behalf of the petitioner, Mr. Aditya Nath Jha,
learned AC to learned SC-18 appearing on behalf of the State
and Mr. Arun Kumar Arun, learned counsel for the Accountant
General, Bihar.

2. Learned counsel appearing on behalf of the
petitioner submits that the earned leave to which the petitioner



was entitled for has been paid, however, he is entitled for dues interest for delay of nine year in making payment of the dues amount to the petitioner in light of the judgment passed by the Apex Court in case of *State of Kerala vs. M. Padmanabhan Nair* reported in *(1985) 1 SCC 429* and *D.D. Tewari vs. Uttar Haryana Bijli* reported in *(2014) 8 SCC 894* and another decisions of this Court.

3. Considering the aforesaid submission made on behalf of the petitioner, the Civil Surgeon, Katihar, is directed to make payment of interest and other retiral dues, if any, to which the petitioner is entitled for within a period of four weeks from the date of filing of the representation in accordance with law.

4. Accordingly, the present writ petition is disposed of.

(Purnendu Singh, J)

Niraj/Nilmani

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	21.08.2023
Transmission Date	N/A

