

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10157 of 2023

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Jitendra Kumar, S/o - Shri Parshuram Singh, Resident of Mohalla - Shiv
Mandir Near Hanuman Tiwari, C.D.A. Colony, L.B.S. Nagar, Patna, Pin -
800023

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Animal Husbandry and Fisheries Department,
Government of Bihar, Patna.
3. The Director, Animal Husbandry and Fisheries Department, Government of
Bihar, Patna.
4. The Special Secretary, Animal Husbandry and Fisheries Department,
Government of Bihar, Patna
5. The Regional Joint Director (Dairy), Bhagalpur
6. The District Dairy Development Officer, Munger.
7. The District Dairy Development Officer, Muzaffarpur.
8. The Accountant General, Bihar, Patna.
9. The General Provident Fund Officer, Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Jitendra Kumar, Advocate Mr. Ranjan Kumar, Advocate
For the State	:	Mr. Rishi Raj Sinha, SC-19 Mr. Manoj Kumar Sinha, AC to SC-19
For the A.G.	:	Mr. Ram Kinker Choubey, Advocate

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL JUDGMENT

Date : 08-09-2023

Heard Mr. Jitendra Kumar, learned counsel
appearing on behalf of the petitioner; Mr. Rishi Raj Sinha,
learned SC-19 appearing on behalf of the State and Mr. Ram
Kinker Choubey, learned counsel for the Accountant General,
Bihar.

2. Learned counsel appearing on behalf of the
petitioner informs this Court that substantial amount of retiral



dues have been paid to the petitioner, however, petitioner is entitled for enhanced pension, which is required to be paid on account of financial upgradation from the date petitioner is entitled for. The petitioner has relied upon the judgments passed by the Apex Court in case of *D.S. Nakara & Others Vs. Union of India* reported in (1983) 1 SCC 305 and *Amresh Kumar Sinha & Ors. v. The State of Bihar & Ors. (SLP (C) Nos. 8219-8226 of 2016)* and seeks to file a detailed representation before the Principal Secretary, Animal Husbandry and Fisheries Department, Government of Bihar- respondent no. 2.

3. The Principal Secretary, Animal Husbandry and Fisheries Department, Government of Bihar- respondent no. 2, is directed to dispose of the representation filed on behalf of the petitioner within a period of six weeks from the date of filing of representation in accordance with law.

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

(Purnendu Singh, J)

Niraj/Nilmani

AFR/NAFR	N.A.F.R.
CAV DATE	N/A
Uploading Date	08.09.2023
Transmission Date	N/A

