

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10909 of 2023

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Md. Shah Alam Son of late Nasir Ahmad, Resident of Village-Mangarpal, P.S.
Dariyapur, District-Saran, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Director of Economics and Statistics,
Department of Planning and Development, Bihar, Patna.
2. Principal Secretary (Additional Chief Secretary) Planning and Development,
Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Ms. Archana Sinha @ Archana Shahi, Advocate
For the State : Mr. Sumant Kumar Singh, AC to GA-2

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL JUDGMENT

Date : 14-09-2023

Heard Ms. Archana Sinha @ Archana Shahi,

learned counsel appearing on behalf of the petitioner and Mr.

Sumant Kumar Singh, learned AC to learned GA-2 for the State.

2. Learned counsel appearing on behalf of the

petitioner submitted that petitioner is facing departmental

proceeding and in spite of the order dated 03.07.2020 passed by

this Court in CWJC No. 7004 of 2020, by which this Court had

directed to conclude the departmental proceeding initiated

against the petitioner within a period of four months from the

date of receipt/production of a copy of the order, departmental

proceeding is still pending and the petitioner has not been paid

retiral dues contrary to the law laid down by the Apex Court and

provision of Rule 43 of Bihar Pension Rules, 1950.



3. Considering the aforesaid submission made on behalf of the petitioner, the sanctioning authority as well as the controlling authority of the petitioner are directed to make payment of retiral dues under different heads and provisional pension in accordance with the rules and regulations of the State Government.

4. All the retiral dues payable to the petitioner is directed to be paid along with the statutory interest within a period of six weeks from the date of communication of this order in accordance with law.

5. With above observations and directions, the present writ petition is disposed of.

(Purnendu Singh, J)

Niraj/Nilmani

AFR/NAFR	N.A.F.R.
CAV DATE	N/A
Uploading Date	18.09.2023
Transmission Date	N/A

