BEFORE NATIONAL LOK ADALAT DATED 14.12.2024

HELD AT JHARKHAND HIGH COURT, RANCHI

[Organized by High Court Legal Services Committee under Section 19,

Legal Services Authorities Act, 1987, (Central Act)]

BENCH NO. 1

COURT NO. 7

Case No.: W.P.(S). No. 947 of 2021

1. Petitioner/ Appellant:- Devendra Nath Prasad

Versus

2. Respondent/O.P.(s).:- The State of Jharkhand & Ors.

Name of Hon'ble Judge:- **Hon'ble Dr. Justice S.N. Pathak**

Name of Advocate Member:- **Mr. Sreenu Garapati, S.C.-III**

AWARD

The dispute between the parties having been referred for determination to the National Lok Adalat and the parties having compromised/ settled the case/ matter upto the extent of Award, the following award is passed in term of settlement **as per the order enclosed herewith**.

The parties are informed that the Court fee, if any, paid by any of them shall be refunded.

…….. …….

Petitioner/ Plaintiff/Appellant Respondent/O.P.

……. ……..

Sign. of Hon'ble Judge Sign. of Advocate Member

(Seal of the Committee)

IN THE HIGH COURT OF JHARKHAND AT RANCHI

(National Lok Adalat)

W.P.(S). No. 947 of 2021

Devendra Nath Prasad … ... **Petitioner**

-Versus-

State of Jharkhand & Ors. ... … **Respondents**

CORAM: HON'BLE DR. JUSTICE S.N.PATHAK
MR. SREENU GARAPATI, SC-III

For the Petitioner : Mr. Jageshwar Mahto, Advocate
For the Respondents : Mr. Sanket Khanna, AC to AAG-V

14.12.2024 Today, this case is listed before the National Lok Adalat for adjudication of the disputes between the parties.

Petitioner was appointed on 25.03.1981 and after serving for more than 39 years, petitioner superannuated on 31.12.2020. Thereafter, on a anonymous complain, the entire retiral benefit has been forfeited.

This Court on 29.01.2024, observed that merely pendency of the criminal case will not give right to the respondents to forfeit the entire retiral benefits. Thereafter, on 20.02.2024 direction was given to the respondents to release the admitted retiral dues to the petitioner but till date the same has not been paid.

Even after such observations, the District Superintendent of Education, Hazaribagh is bent upon not to comply the Court's order.

Learned counsel further respondent-State undertakes to take initiatives for releasing the entire retiral benefits to the petitioner.

In view of undertaking given by learned counsel for the respondent-State, the Deputy Commissioner, Hazaribagh is directed to take steps for releasing the entire retiral benefits to the petitioner within a period of two weeks. The matter stands settled and award is decreed.

Accordingly, the writ petition stands disposed of.

(Sreenu Garapati)
Sign. Advocate Member

(Dr. S.N. Pathak, J.)
Sign. of Hon'ble Judge

Kunal/