

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.900 of 2022

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Ramesh Sharma, Son of Late Uma Shankar Singh, Resident of Village -
Swami Sahajnand Nagar Court Area, P.S. - Jehanabad, District - Jehanabad.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Education, Govt. of Bihar, Patna.
2. Magadh University, through its Registrar, Bodh Gaya.
3. Vice Chancellor, Magadh University, Bodh Gaya.
4. Registrar, Magadh University, Bodh Gaya.
5. Principal, S.B.A.N. College, Darheti Lari, Arwal.
6. Principal, S.S. College, Jehanabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Jyoti Ranjan Jha, Advocate Mrs. Shrishti Rani, Advocate
For the Respondent/s	:	Mr. Madan Jeet Kumar, GP-20
For the University	:	Mr. Md. Faiz Ahmad, Advocate

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

14 20-03-2025 Heard Mr. Jyoti Ranjan Jha, learned Advocate for the

petitioner and Mr. Md. Faiz Ahmad, learned Advocate for the

University.

2. Learned Advocate for the petitioner fairly
contended that though substantive retiral benefits and
admissible dues have been paid to the petitioner, except the
leave encashment. On the last occasion when the matter was
taken up on 13.02.2015, this Court has been apprised that
necessary correspondences have been made between the
concerned college and the University in order to settle the



grievance of leave encashment.

3. Learned Advocate for the University referring to Annexure B to his counter affidavit filed on 28.02.2024 has contended that request has been made to the Principal of the S.S. College, Jehanabad to produce all the relevant necessary documents under letter dated 10.03.2023. In response to the aforesaid letter the Principal, S.S. College, Jehanabad vide its letter dated 25.04.2023 wrote to the Principal, S.B.A.N. College , Darheti Lari to produce the earned leave chart and the information as to whether, the petitioner had participated in the strike or not in the year 1982, which are still awaiting.

4. Considering the submissions advanced by the learned Advocate for the respective parties as also the pleadings and the materials available on record, this Court finds that except the correspondences made between the College and the University, no sincere efforts are being taken to redress the grievance of the petitioner, although the petitioner superannuated long back on 31.10.2020.

5. In view of the aforesaid fact, this Court left with no option but to direct the Registrar of the University to look into the matter and ensure payment of admissible earned leave to the petitioner, preferably within a period of twelve weeks' from the



date of receipt/production of a copy of this order.

6. Suffice it to observe that for the said purpose the Principal, S.S. College, Jehenabad and the Principal, S.B.A.N. College, Darheti lari shall cooperate to the Registrar of the University.

7. In case the admissible earned leave shall not be accorded to the petitioner within the period stipulated, the petitioner shall be entitled to get 6% interest over the delayed payment, which shall be realized from the erring officials.

8. The writ petition stands disposed off with the aforesaid direction.

(Harish Kumar, J)

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