

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4440 of 2024

Dr. Upendra Kumar son of late Ram Dhyan Singh, Retd Associate Professor,
Department of Philosophy S.S College, Jehanabad constituent college of
Magadh University, Bodh Gaya Bihar, presently resident of Professor Colony,
P.O. and P.S- Jehanabad, District Jehanabad.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary, Dept of Education, Bihar, Patna.
2. The Chancellor of Universities of Bihar, Raj Bhawan Patna.
3. The Principle Secretary, Department of Education, Government of Bihar, Patna
4. The Vice Chancellor, Magadh University, Bodh Gaya Bihar.
5. The Registrar Magadh University, Bodh Gaya Bihar.
6. The Principle S.S College, Jehanabad.
7. The Accountant General, Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajesh Dayal, Advocate
For the State	:	Mr. Mujtabaul Haque, GP-12
		Mr. Manish Kumar, AC to GP-12
For the A.G.	:	Mr. C. Swaroop, Advocate
For the Chancellor	:	Mr. Janardan Pd. Singh, Sr. Advocate
		Mr. Rajiv Ranjan Kumar Pandey, Advocate

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 12-02-2025 Heard the parties.

2.The petitioner who superannuated on 31.10.2021
from the post of Associate Professor, Department of Philosophy,
S.S. College, Jehanabad under the Magadh University has
preferred the present writ petition seeking a direction upon the
respondents to ensure payment of his monthly pension for the
period November, 2021 to February, 2022, gratuity and leave



encashment with statutory, as well as penal interest.

3. Learned Advocate for the petitioner fairly contended that after filing of the present writ petition, the respondent authorities though extended the aforementioned benefits, but without there being any interest.

4. Learned Advocate for the State as well as university submits that no sooner the petitioner approached this Court, his claim was duly considered and admissible amount has been paid.

5. Considering the facts that the substantive pre and post retiral benefits have already been paid to the petitioner; and if the petitioner has still any grievance with regard to the interest over the delayed payment, he may approach before the Registrar of the university by filing an exhaustive representation, stating therein the factum of delay in payment of the retiral benefits under each head.

6. If such a representation is filed before the respondent no. 5 preferably within a period of four weeks from today, he shall consider the same and pass a reasoned and speaking order, preferably within a further period of eight weeks.

7. Suffice it to observe that in case the representation



of the petitioner finds favour, necessary consequential order shall be passed.

8. The writ petition stands disposed off.

(Harish Kumar, J)

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