IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16167 of 2016

CNR No. BRHC010174492016

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Jagpati Singh S/o Late Nanhak Singh resident of Village- Doman Dihra, P.O. Khanaric Kalla, P.S. Agiaon Bazar District- Bhojpur, State Bihar, 802202.

... ... Petitioner/s

Versus

1. The Union of India through the Director General R.P.F., Railway Board, Rail Bhawan, New Delhi-110001.
2. The Director General R.P.F., Railway Board, Rail Bhawan, New Delhi-110001, P.S. and District- Delhi.
3. The Inspector General Cum- Chief Security Commissioner, Barasat Bazar, P.S. Barasat, District North 24 Pargana, 700124.
4. The General Manager, South Eastern Railway Garden Reach, Kolkata-700043, P.S. Garden Reach.

... ... Respondent/s

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Appearance :
For the Petitioner/s : None
For the Respondent/s : None

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 18-11-2026 No one appears for the petitioner nor for the respondents.

2. The petitioner has filed the instant application for the following reliefs:

> "*That the present writ application is being filed for issuance of writ/writs, order/orders, direction/directions in the nature of mandamus directing and commanding upon the respondent authorities to make payment of MACP (3rd) which was not paid during service period of*

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the petitioner successfully as well as its entire arrears also to the petitioner and even after completion of 30 years of service and further for any other relief(s) for which the petitioner is found entitled in the eye of law in the facts & circumstances of the instant case as elaborated and stated hereinafter."

3. It is the case of the petitioner that having been appointed and joined the service in the Railway Protection Force (RPF) in the year 1970, the petitioner was entitled for grant of 3rd MACP on completion of 30 years of service in the year 2000. The petitioner retired from service in the year 2010 and still not having been paid has filed the instant writ application.

4. On perusal of the material on record, it transpires that even as per the uncontested case of the petitioner as made out from the contents of the writ application, for the cause of action arising in the year 2000, the petitioner has moved this Court in the year 2016 enclosing a so called representation dated 27.10.2014 and reminder dated 15.4.2015, both of which neither contain any receipt by the respondents nor any postal receipt. It, *prima facie*, appears that the same have been typed and annexed

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only for the purpose of filing the writ application.

5. There being no explanation whatsoever for the inordinate delay in filing the writ application, the Court is not inclined to entertain the same on ground of delay and latches.

6. The writ application is dismissed.

(Partha Sarthy, J)

sauravkrsinha/-

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