IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (S) No. 7079 of 2026

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1. Akhilesh Singh, Aged about 65 years, Son of late Ram Prasad Singh, Resident of Village-Rupchand Bigha, P.O.-Babuamona, P.S.-Daudhnagar, District-Aurangabad, Bihar KTS No. 19/764.
2. Indra Deo Das, Aged about 66 years Son of Aklu Das, Resident of Village-Budora Phularitand, P.O.-Kharkhari, P.S.-Kharkhari, District-Dhanbad, Jharkhand. .....**Petitioner(s)**

Versus

1. M/s. Bharat Coking Coal Limited through its Chairman cum Managing Director, Office at Koyla Nagar, P.O. and P.S. Koyla Nagar, P.S. Saraidhela, District Dhanbad.
2. Chief Manager (P) MP & R, M/s Bharat Coking Coal Limited Koyla Nagar, P.O. and P.S. Koyla Nagar, P.S. Saraidhela, District Dhanbad.
3. The General Manager (PF/Pension), M/s Bharat Coking Coal Limited Koyla Nagar, P.O. and P.S. Koyla Nagar, P.S. Saraidhela, District Dhanbad.
4. The General Manager, M/s Bharat Coking Coal Limited Koyla Nagar, P.O. and P.S. Koyla Nagar, P.S. Saraidhela, District Dhanbad.
5. Chief Manager (Administration), Barora Area, M/s Bharat Coking Coal Limited, P.O. and P.S. Barora Area, District Dhanbad.
6. The Area Manager (Personnel) Govindpur Area, M/s Bharat Coking Coal Limited, P.O. and P.S. Govindpur, District Dhanbad
7. Coal Mines Provident Fund through its Regional Director, Regional Office-D-II, Hirapur, P.O. and P.S. Hirapur, District-Dhanbad. .....**Respondent(s)**

CORAM: HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Petitioner(s) : Mr. Akshay Kr Mahato, Advocate
For the Resp.(CMPFO) : Mr. Prashatn Kr. Singh, Advocate
For the Resp. (BCCL) : Mr. Anoop Kumar Mehta, Advocate
: Mr. Amit Kr. Sinha, Advocate
: Mr. Shubham Malviya, Advocate

02/Dated:-15.09.2026

1. The instant application has been preferred by the petitioners praying for a direction upon the respondent authorities to fix and release their pension as per Coal Mines Pension Scheme (CMPS),

1998. Since petitioners have retired from service from the respondent Coal Company, but their pension has not been fixed on the ground that they have not completed 10 years of regular service.

Further prayer has been made for a direction upon the respondent authorities to pay arrear with pension with 10% interest for the reason that the respondents have denied the proper pension in favour of the petitioners.

2. At the outset, Ld. Counsel for the petitioners submits that the issue involved in this writ application is covered by the judgment passed by the Division Bench of this Court in L.P.A. No. 362 of 2024 ***(M/s Bharat Coking Coal Limited Vs. Kailash Chandra Mukherjee & Ors).***; whereby, the employees were directed to deposit their contribution towards pension for qualifying period and refund the amount which has already been received by them.

3. Accordingly, Ld. Counsel submits that same direction may be given in the instant case also.

4. In reply to the same, Ld. Counsel for the respondent-Coal Company supports the aforesaid contention of the petitioner and fairly administer that the issue involved in this writ application is same and similar with that of L.P.A. No. 362 of 2024.

5. Having regard to the fair submission of Ld. Counsel for the rival parties, the instant application stands allowed by directing

the respective Petitioners to deposit their contribution towards pension for qualifying period along with the amount paid to them under Para-10 (CMPS, 1998) with the Respondent-Coal Company within a period of ten weeks from today.

6. On receipt of the same, the respondent Coal Company shall forward the same to the Respondent No.7(CMPFO) within a period of two weeks.

7. Thereafter, the CMPFO shall fix and pay the pension amount along with arrears to the petitioner within a further period of six weeks.

8. As a result, the instant application stands allowed.

(Deepak Roshan, J.)

15. 09. 2026
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