

Ram Ekbal Singh Vs. the Mineral Area Development Authroity Through Its Managing Director and ors

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Court : Jharkhand

Decided On : Aug-27-2013

Appellant : Ram Ekbal Singh

Respondent : The Mineral Area Development Authroity Through Its Managing Director and ors

Judgement :

INTHEHIGHCOURTOFJHARKHANDATRANCHI W.P.(S)No.1257of2013
RamEkbalSinghPetitioner Versus
TheMineralAreaDevelopmentAuthority&others...Respondents
CORAM:HONBLEMR.JUSTICEAPARESHKUMARSINGH ForthePetitioner
:Mr.SomeshwarRoy,Adv. FortheRespondentsM.A.D.A
:M/s.BhaweshKumar,RaviKumar &KumarRahulKamlesh,Advs. 02/27.08.2013
Heardlearnedcounselfortheparties.

Thepetitionerinthepresentwritapplication,issaidtohave retiredon 30th November, 2011, while working as Security Guard from the services of RespondentsM.A.D.A, Dhanbad. He has moved this court in the present writ application as the post retirement dues such as provident fund with contributory fund,gratuity,leaveencashment,groupinsurance,dearnessallowances,benefitsof 6thPayRevisionandA.C.P.etc.alongwithcertainarrearsofdueshavenotbeenpaid to him, though he has made representation before the competent authority of

M.A.D.A.,DhanbadvideAnnexure2.

LearnedcounselfortheRespondentsM.A.D.Asubmitsthatifthe petitioner approaches the competent authority i.e. Managing Director, M.A.D.A., Dhanbadwithfreshrepresentation,hisgrievanceshallbelookedintoinaccordance withlawandtheSchemeframedforretiredemployeesofM.A.D.A.

Insuchcircumstances,sincethematterrelatestopaymentofpost retirement dues, at this stage, without commenting anything on merits upon the claimofthepetitioner,thewritpetitionisdisposedofwithlibertytothepetitionerto approach the Managing Director, M.A.D.A, Dhanbad, respondent no. 2 with fresh representationforredressalofhisaforesaidgrievancesupportedwithallfactsand documents within a period of 3 weeks. On receipt of such representation, the respondentno.2,ManagingDirector,M.A.D.A,Dhanbadshallconsiderthesamein accordance with law and after proper verification of the service records of the petitioner,passareasonedandspeakingorderwithinaperiodof12weeksthereafter, whichshallalsobecommunicatedtothepetitioner.Needlesstosaythatifanyofthe claimsmadebythepetitionerarefoundtobegenuineandlegally admissible,the paymentsinlieuthereofshallalsobedisbursedinaccordancewithlawandScheme framedforretiredemployeesofM.A.D.A.

Accordingly,thewritpetitionstandsdisposedofintheaforesaidterm.

(ApareshKumarSingh,J)

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