

Most. Mulia Devi Vs. Secretary Jharkhand State Electricity Board and ors.

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SooperKanoon Citation : sooperkanoon.com/522418

Court : Jharkhand

Decided On : Aug-19-2004

Reported in : [2005(2)JCR77(Jhr)]

Judge : R.K. Merathia, J.

Acts : Service Law; [Constitution of India](#) - Article 226

Appeal No. : WP (S) No. 3891 of 2004

Appellant : Most. Mulia Devi

Respondent : Secretary Jharkhand State Electricity Board and ors.

Advocate for Def. : A.K. Jha and; Saurav Arun, Adv.

Advocate for Pet/Ap. : Sardhu Mahto, Adv.

Judgement :

ORDER

R.K. Merathia, J.

1. Heard learned counsel for the petitioner, learned counsel for Jharkhand State Electricity Board and Bihar State Electricity Board.

2. It is submitted that petitioner's husband died in harness on 17.4.1997 as unskilled Khalasi from Electric Supply Sub-division, Loyabad, Dhanbad. It is further

submitted that some of the retiral benefits have not been paid such as arrear pension, GPF with permissible statutory interest for which she made representation also before respondent No. 1.

3. Learned counsel appearing for Jharkhand State Electricity Board does not dispute the liability of JSEB to pay the dues. However, he submitted that petitioner should make a fresh representation before respondent No. 3.

4. Under the circumstances, petitioner should make a fresh representation before respondent No. 3, who will look into the matter. If he finds that any legally payable amount is due to the petitioner, the same should be paid to her. If he finds that any claim/part of it is not legally payable, reasons thereof should be communicated to her. This exercise should be completed within two months from the date of receipt of such representation.

5. It is made clear that this Court has not gone into the merits of the case.

6. With these observations and directions, this writ petition is disposed off.