

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 466 of 2024

- Ajay Tiwari S/o Shri Sahdev Prasad Tiwari Aged About 54 Years R/o Gram-Kheda, Gidha Tahsil- Mungeli, District-Mungeli, Chhattisgarh

---- **Petitioner**

Versus

1. State Of Chhattisgarh Through- The Secretary Finance Department, Mantralaya, Mahanadi Bhawan, Naya Raipur, Atal Nagar, District Raipur, Chhattisgarh
2. Upper Chief Secretary Panchayat Evam Gramin Vikas Vibhag, Mantralaya, Mahanadi Bhawan, Naya Raipur, Atal Nagar, District Raipur, Chhattisgarh
3. Director Treasury Accounts And Pension, Block A, First Floor, Indravati Bhavan, Naya Raipur, Atal Nagar, District Raipur, Chhattisgarh
4. The Executive Engineer Rural Development Division, Chhattisgarh Rural Road Development Agency Bilaspur, (Mukhyamantri Gram Sadak Avam Vikas Yojna) Third Floor, New Composite Building, Beside Collector Office, Bilaspur, District Bilaspur, Chhattisgarh
5. Divisional Joint Director Treasury, Accounts And Pension Bilaspur, District Bilaspur, Chhattisgarh
6. Smt. Durgesh Tiwari W/o Late Shri Surendra Tiwari Aged About 70 Years R/o Mopkanaka Chowk Katiyapara, Juna Bilaspur, District Bilaspur, Chhattisgarh

---- **Respondents**

<u>30/01/2024</u>	Mr. Prateek Sharma, Advocate for the petitioner. Ms. Shailja Shukla, Dy. G.A. for the State. Issue notice to the respondents.

	State counsel accepts notice on behalf of the respondents No.1 to 5, hence issuance of notice to them stands dispensed with. Issue notice to the respondent No.6 only on payment of P.F. as per Rules. Also heard on I.A. No.1, an application for grant of interim relief. Issue notice on I.A. No.1 as well. It is submitted by learned counsel for the petitioner that after the death of deceased employee (i.e. wife of the petitioner) ex-gratia amount has been paid to the petitioner and subsequently, on 27.06.2023 nomination of respondent No.6 (i.e. mother of deceased employee) has been done in the service record of the deceased employee. On the basis of the above submission made by the counsel and on perusal of Annexure P/4, it appears that after the death of the deceased employee nomination has been changed on 27.06.2023, therefore, prima facie strong case has been made out for grant of interim relief in favour of the petitioner. Accordingly, till the next date of hearing the respondent authorities are restrained from releasing any dues to any of the parties. List this petition after service of notice. Sd/ - (Arvind Singh Chandel) JUDGE
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