

GAHC010134672023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/3584/2023

CHATIBALA RABHA
W/O- LATE JOGENDRA CHANDRA RABHA,
VILLAGE- GURIA KACHARIPARA,
P.O.- KRISHNAI,
DIST- GOALPARA, ASSAM- 783126.

VERSUS

THE UNION OF INDIA AND 3 ORS
REPRESENTED BY THE SECRETARY TO GOVT. OF INDIA,
DEPARTMENT OF HOME AFFAIRS,
NEW DELHI-110001.

2:THE ADDITIONAL DIRECTORATE GENERAL (PERSONNEL AND
SERVICES)
(ADG PS(PS-5))
AGS BRANCH
IHQ OF MOD (ARMY)

419
A WING
SENA BHAWAN

DHQ PO
NEW DELHI-110011.

3:THE COMMANDANT
EASTERN FRONTIER RIFLES
SALUA
WEST MEDNIPUR
WEST BENGAL- 721145.

4:THE CHIEF MANAGER
CENTRALISED PENSION PROCESSING CENTRE
STATE BANK OF INDIA
NORTHEASTERN CIRCLE
SHUBHAM GREENS

LOKHRA CHAIRALI
NH-37
GUWAHATI- 781040

Advocate for the Petitioner : MD S HOQUE

Advocate for the Respondent : DY.S.G.I.

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 21.06.2023

Heard Md. S Hoque, learned counsel for the petitioner. Also heard Mr. U.K Goswami, learned counsel appearing on behalf of respondent Nos. 1, 2 & 3.

The case of the petitioner is that her husband was an employee under the Eastern Frontier Rifles, West Mendipur, West Bengal. The petitioner's husband retired on 17.08.1963 and thereafter he was sanctioned with an invalid pension. The petitioner's husband died on 19.08.2014.

It is the case of the petitioner that the petitioner is entitled for family pension after the death of her husband, however, such pension has not been paid since the death of her husband.

Referring to Annexure – D, the learned counsel for the petitioner submits that the pension documents have been forwarded by the Branch Manager, State Bank of India to the Chief Manager,

CPPC, State Bank of India, NE Circle. However, till date no pension has been paid to the petitioner.

Being aggrieved, the present petition is filed.

Issue notice, returnable on 25.07.2023.

Steps for service of notice upon the respondent No.4 be taken by way of registered post with A.D as well as through usual process within 7 (seven) days.

Since the respondent Nos.1 to 3 are duly represented, no formal notice is required to be issued upon the aforesaid respondents, however, extra copies of the writ petition be served upon Mr. U.K Goswami, learned counsel within 5 (five) days.

The petitioner is also permitted to take steps upon the respondent No.4 by way of *dasti* and such service shall be routed through the registry of this Court and thereafter the petitioner shall file an affidavit in proof thereof.

On the next returnable date, the respondent No.4 shall apprise this Court as to what action has been taken on the communication dated 08.02.2017 (Annexure – D) issued by the Branch Manager, Mendipathar, so far relating to the pension of the petitioner.

List accordingly.

JUDGE

Comparing Assistant