



IN THE HIGH COURT OF JHARKHAND AT RANCHI

L.P.A. No. 07 of 2011

The Union of India & Ors. ... **Appellants**

Versus

Smt. Jayanti Choudhury & Ors. ... **Respondents**

**CORAM: HON'BLE MR. JUSTICE SUJIT NARAYAN PRASAD
HON'BLE MR. JUSTICE ARUN KUMAR RAI**

For the Appellants : Mrs. Niki Sinha, C.G.C.
For Respondent No.1 : Mrs. Nalini Jha, Advocate
: Mrs. Nisha Thakur, Advocate
For Respondent No.2 : Mr. Prashant Kumar Singh, Advocate
For Respondent Nos.3&4: Mr. Anoop Kumar Mehta, Advocate
: Mr. Manish Kumar, Advocate

Order No.12 Dated 23rd September, 2025

1. This appeal is of year 2011.
2. Learned counsel appearing for the respondent has apprised this Court with respect to the fact that the widow- respondent, namely, Smt. Jayanti Choudhury is no more.
3. Therefore, this Court has passed the order dated 09.09.2025 granting two weeks' time to the learned counsel for the respondent-writ petitioner to have the instruction as to whether the legal representative of the respondent-writ petitioner is willing to sue the proceeding or not.
4. Mrs. Nalini Jha, learned counsel appearing for the respondent-writ petitioner has submitted that she has not received any instruction. However, it has been submitted that all the children, who are now adult is having no claim upon the pensionary benefits.



5. Learned counsel appearing for the appellant has also submitted that the all admissible amounts have already been released either in favour of the deceased employee or to the writ petitioner-widow of the deceased employee.
6. This Court, therefore, has posed a question that as per the appellant if all the amounts have been paid, then why the appeal is being pressed if the claimant having the first charge upon the retiral benefits including the pension/family pension, is no more.
7. Learned counsel appearing for the appellant has sought for two week's time to seek instruction.
8. As sought for, time is allowed.
9. Accordingly, let this matter be posted on 6th October, 2025.

(Sujit Narayan Prasad, J.)

(Arun Kumar Rai, J.)

Suman-Simran/