

IN THE HIGH COURT OF JHARKHAND AT RANCHI  
**WP(C) No.1714 of 2026**

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1. Barun Kumar Bera aged about -53 years  
2. Arun Kumar Bera aged about -55 years  
Both S/o Late Manmatha Nath Bera resident of quarter No. CD 0014, Sector -2, Dhurwa, P.O. Dhurwa, P.S.-Jagarnathpur, District-Ranchi. **... Petitioner(s).**

Versus

1. Heavy Engineering Corporation Limited (HEC) through its Chairman-cum-Managing Director Plant Plaza Road, P.O. and PS Dhurwa, District- Ranchi, Jharkhand  
2. The Manager / Estate, Town Administration Division Plant Plaza Road, Heavy Engineering Corporation Limited (HEC) P.O. and PS Dhurwa, District-Ranchi, Jharkhand **... Respondent(s).**

**CORAM : SRI ANANDA SEN, J.**

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For the Petitioner(s) : Mr. R. Nath, Advocate  
For the Respondents : Mr. Mohan Dubey, AC to AG  
Mr. Dheeraj Kr. Dubey, Advocate  
.....

**02 /19.03.2026:** Heard the learned counsel representing the petitioners and the learned counsel representing the respondents.

- 2.** The grievance of the petitioners is that notice of eviction has been issued but in the name of the dead person, and no proceeding can be initiated against a dead person.
- 3.** Learned counsel appearing for the HEC submits that quarter was originally allotted to the wife of the employee but some other persons are residing there.
- 4.** After going through the Notice which has been served, I find that the same is in the name of Sushila Bera, wife of late Manmatha Nath Bera. Annexure-3 is the death certificate of Sushila Bera. which suggest that she has died on 02.08.2019.
- 5.** Thus, from the record, it is apparent that the notice has

been issued to a dead person, which is *non est* in the eye of law. Thus, the impugned notice is set-aside.

**6.** If the respondents want to seek eviction of the occupant of the quarter in question, they have to initiate a proceeding against the persons who are residing there. It is open to the respondents to proceed afresh against them as per law.

**7.** With the aforesaid observation, this writ petition is **disposed of.**

**8.** I.A. No. 3774 of 2026 also stands disposed of.

**(ANANDA SEN, J.)**

19.03.2026  
Tanuj/CP-2

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