

W.P.(C) No.15855 of 2015

Misc. Case No.15578 of 2016

08.12.2016 Having heard learned counsel for the petitioner and learned counsel for the opposite parties, this Court is of the opinion that the opposite party no.3, who happens to be employer, should release the retirement benefit to the petitioner. The learned counsel for the opposite parties submits that the petitioner has not filed application for release of the retirement dues.

Hence, the Misc. Case is disposed of giving liberty to the petitioner to file appropriate application before the opposite party no.3 ventilating his grievances within 10 days annexing copy of the writ petition and a certified copy of this order. On such event, the opposite party no.3 shall take a decision whether to release the retirement benefit in favour of the petitioner or not within 21 days therefrom after giving reasonable opportunity of hearing to the petitioner. It is further directed that pendency of this petition shall not be a bar to consider the application of the petitioner to release at least the provisional pension.

Urgent certified copy of this order be granted as per rules.

S.K. Mishra, J.

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08.12.2016 List this matter as and when directed.

S.K. Mishra, J.