

REVISED

ITEM NO.24

COURT NO.6

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 27379/2017

(Arising out of impugned final judgment and order dated 19-06-2017 in LPA No. 1643/2013 passed by the High Court Of Judicature At Patna)

THE STATE OF BIHAR & ANR.

Petitioner(s)

VERSUS

URMILA DEVI

Respondent(s)

(FOR ADMISSION and I.R. and IA No.103836/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.103838/2017-EXEMPTION FROM FILING O.T.)

Date : 30-10-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ASHOK BHUSHANFor Petitioner(s) Mr. M. Shoeb Alam, AOR
Ms. Fauzia Shakil, Adv.
Mr. Ujjwal Singh, Adv.
Mr. Mojahid Karim Khan, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Having regard to the fact that there is an amendment in the concerned pension scheme by the State of Bihar as per which the widows are also entitled to the family pension after the death of the pensioner, it may not be necessary to interfere with the order

passed by the High Court. The question of law may arise in respect of past arrears. Therefore, leaving the question of law open this special leave petition is dismissed.

Pending application(s), if any, shall be disposed of accordingly.

(ASHWANI THAKUR)
COURT MASTER (SH)

(MALA KUMARI SHARMA)
COURT MASTER

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UPON hearing the counsel the Court made the following

O R D E R

Having regard to the fact that there is an amendment in the concerned pension scheme by the State of Bihar as per which the widows are also entitled to the family pension after the death of the pensioner, it may not be necessary to interfere with the order passed by the High Court. The question of law may arise in respect

of past arrears. However, having regard to the fact that the amount has already been paid, we are of the opinion that it may not now be recovered. Therefore, leaving the question of law open this special leave petition is dismissed.

Pending application(s), if any, shall be disposed of accordingly.

(ASHWANI THAKUR)
COURT MASTER (SH)

(MALA KUMARI SHARMA)
COURT MASTER