

IN THE HIGH COURT OF JUDICATURE AT PATNA

CWJC No.4726 of 2009

LAKHMUNA DEVI, wife of Late Bindeshwari Kumar @  
Bindeshwari Kumar, resident of Village Dumari,  
P.S. Simri, District Buxar.

--- Petitioner

Versus

1. The State Of Bihar.
2. The District Magistrate, Rohtas, Sasaram.
3. The Additional District Magistrate,  
Rohtas, Sasaram.
4. The Circle Officer, Dinara, District  
Sasaram.
5. The Finance Commissioner, Govt. of Bihar,  
Patna.

--- Respondents

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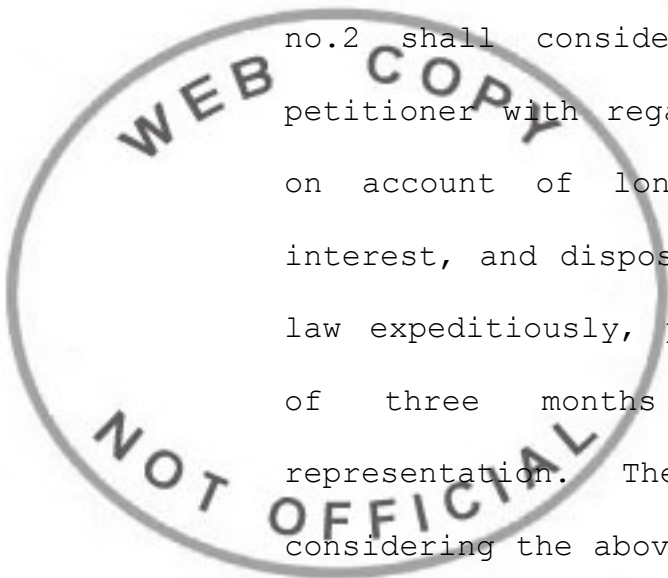
4. 30.6.2009 Heard the learned counsel for the  
petitioner and the State.

It is submitted on behalf of the  
petitioner that the husband of the petitioner  
retired in the year 1987. However, the retiral  
dues have been paid between the year 2004-05  
and as such the petitioner is entitled for  
interest, including penal interest, over such  
long delay. The learned counsel further submits  
that for redressal of the grievance, the  
petitioner had already approached the  
respondent no.2. However, the grievance of the  
petitioner has remained unredressed till date.

Learned counsel appearing on behalf  
of the State, on the other hand, submits that  
from the record it does not appear that the  
petitioner had moved for redressal of such

grievance. However, in case the petitioner files a fresh representation giving the relevant details, the same shall be looked into without further delay.

In the above circumstances, the petitioner is permitted to file a fresh representation giving all the relevant details in support of her claim before the District Magistrate, Rohtas, Sasaram (respondent no.2) within a period of four weeks along with the certified copy of the present order. In case such a representation is filed, the respondent no.2 shall consider the grievances of the petitioner with regard to payment of interest on account of long delay, including penal interest, and dispose it of in accordance with law expeditiously, preferably within a period of three months on receipt of such representation. The respondent no.2 while considering the above representation shall also consider the relevant documents in support of the claim of the petitioner, including any decision of the Court in support of such claim. Upon consideration, if the representation of the petitioner finds favour, the respondent no.2 shall issue further necessary orders, so



that the grievances of the petitioner with regard to payment of interest on account of long delay, including penal interest, could be redressed without further delay.

The writ application stands disposed of with the above observations/directions.

**PNM**

**(Shailesh Kumar Sinha, J.)**

