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C.F. No. 1-8

**IN THE HON'BLE HIGH COURT OF CHHATTISGARH**

**AT BILASPUR (C.G.)**

WRIT PETITION (B) No. 2550 OF 2013  
1323

**PETITIONERS**

WPC 1323/13  
R. No. ....  
Presented by Shri. ....  
dated .....  
14/5/13



1. Janardan Pandey son of late Chandrika Pandey, aged about 63 years, Ex. Head Vigilance Inspector, P.No. 03627, R/o. Qtr.No. 48, Street No.25, Sector 5, Bhilai, P.S. Kotwali Bhilai Nagar, Civil and Revenue District Durg (C.G.),
2. V.P. Singh, Son of late K.P. Singh, aged about 68 years, Ex. Senior Charge Man, P.No. 43416, R/o. 18-B, Street No.35, Sector-4, Bhilai, P.S. Kotwali Bhilai Nagar, Civil and Revenue District Durg (C.G.),
3. Sudhir Kumar Parida, Son of K.C. Parida, aged about 58 years, Ex. Construction Assistant Grade-I (E.), P.No. 43770, R/o. Qtr.No.6-A, Street No.25, Sector-5, Bhilai, P.S. Kotwali Bhilai Nagar, Civil and Revenue District Durg (C.G.),
4. P.N. Singh son of late R.N. Singh, aged about 69 years, Ex.Charge Man, P.No. 15857, R/o. Qtr.No. 14-A, Street No.26, Sector-5, Bhilai, P.S. Kotwali Bhilai Nagar, Civil and Revenue District Durg (C.G.),

**VERSUS**

up

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RESPONDENTS

1. Hindustan Steel Works Construction Limited, Through It's Chairman-Cum-Managing Director, 5/1, Commercial Road, Hastings, Kolkata (W.B.),
2. Hindustan Steel Works Construction Limited, Through General Manager, Nirman Bhawan, Bhilai, Revenue and Civil District Durg (C.G.) (Local Office),

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION  
OF INDIA FOR ISSUANCE OF WRIT OF MANDAMUS AND ANY  
WRIT/DIRECTION/ORDER

## आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p><b><u>SB : Hon'ble Shri Manindra Mohan Shrivastava, J.</u></b> <b><u>31-08-2013</u></b></p> <p>Shri Vipin Punjabi, counsel for the petitioner/s.</p> <p>Learned counsel for the petitioner would submit that the petitioner was working in the establishment of Hindustan Steel Works Construction Limited, however, at the time of closure of the Industrial unit belonging to the said company at Bhilai, a Voluntary Retirement Scheme was floated and the application for voluntary retirement submitted by the petitioner was allowed. He would submit that although some dues have been settled but salary of 28 months and other retiral dues still remains to be paid by the respondents - Company. He would submit that the petitioner is still occupying the residential accommodation provided by the Company but all of a sudden the Company is forcing him to vacate the accommodation allotted to him. Drawing attention of the Court to an order passed by the Patna High Court on 14/09/2000 (Annexure P/34), learned counsel for the petitioner would submit that this writ petition may also be disposed off in similar terms. He submits that in identical case, directions have been issued by this Court on 01/03/13 in W.P.(S) No.500/13.</p> <p>Having perused the order passed by the Patna High Court (Annexure P/34) as also order passed by this Court in W.P.(S) No.500/13 and considering the limited nature of grievance raised in this writ petition, it is disposed off with the following directions -</p> <p>i) The petitioner shall submit detailed representation raising his grievance regarding non-payment of salary of 28 months and other retiral dues before the respondents- Company within a period of three weeks from today.</p>	

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>ii) On submission of representation, the respondents shall decide the same by speaking order and if the salary for the above said period has not been paid to the petitioner, the same shall be paid as early as possible and preferably within a period of six months from the date of deciding the representation.</p> <p>iii) The respondents shall further decide as to the unpaid retiral dues admissible to the petitioner and whatever dues are still remaining unpaid, the same shall be paid within the aforesaid period of six months.</p> <p>iv) If the respondents intimate the petitioner about the date of payment of entire benefits, the petitioner will vacate his allotted accommodation within one month from the date of actual payment.</p> <p>The writ petition stands finally disposed off in the above terms.</p> <p>Since the writ petition has been disposed off at the admission stage without issuing notices to the respondents, it will be open for the respondents to move application for modification or recalling on any permissible ground.</p>	<p>Sd-/ Manindra Mohan Shrivastava Judge</p>