

IN THE HIGH COURT OF KARNATAKA, BANGALORE

Dated this the 30th day of June, 2014

PRESENT:

THE HON'BLE Mr. JUSTICE K.L. MANJUNATH

AND

THE HON'BLE Mr. JUSTICE RAVI MALIMATH

CCC No. 667 OF 2014 (Civil)

BETWEEN:

Smt. Mary George K
W/o. K.M. Mathew
Flat No.1604
ODYSSEY – ii
Hiranandhani Garden
POWAI, Near Café Coffee Day
MUMBAI - 400 076
Maharashtra State.

...COMPLAINANT

(By Sri S.G. Hegde, Advocate)

AND:

1. The Director Incharge
Pre-University Education Board
Palace Road
Bangalore-1
Shri. Mohammad Mohisin
Commissioner of Public Instruction
Aged about 57 years
2. Senior Accounts Officer
Office of the Accountant
General (AME)
Park House Road

Bangalore- 1

Shri. Subramaniyan T.R.

... ACCUSED

(By Sri A.K. Vasanth, AGA)

This CCC is filed under Sections 11 & 12 of the Contempt of Courts Act by the Complainant, wherein, he prays that the High Court be pleased to punish the accused for disobeying the order dated 25.01.2012 passed in W.P.No.25702/2011 and order dated 07.10.2013 passed in CCC No.800/2013 vide Annexures-B & C.

This CCC coming on for orders, this day, **K.L. MANJUNATH, J.**, made the following:

ORDER

Learned Government Advocate submits that in regard to the gratuity payable to the retired Government servant, treasury cheque cannot be handed over to him/her unless retired Government servant appears before the officer and produce the relevant papers prescribed under Article 166(1) of the Karnataka Treasury Code since the person has to be identified before the concerned Officer.

2. Learned Counsel for the Complainant submits that the Complainant is suffering from Cancer and she is a permanent resident of Bombay and it is not possible for the Complainant to travel from Bombay to Bangalore. In the circumstances, he requests this Court to direct the

respondents to transfer the amount to Savings Bank Account of the Complainant.

3. Learned Government Advocate submits that if the Savings Bank Account of the Complainant is furnished, the amount would be transferred to her account.

4. In the circumstances, we direct the complainant's Counsel to furnish the Savings Bank Account of the Complainant to the learned Government Advocate within four days, from thereafter; the amount shall be transferred to the Savings Bank Account by the respondents.

5. With the above observations, the *petition is closed*. If the Complainant is entitled for any other amount, it is open for the Complainant to challenge the same, in accordance with law.

Sd/-
JUDGE

Sd/-
JUDGE

cp*