

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

W.P.(C) No. 912 of 2014

Mrs. Kimtonhoi aged about 70 years W/o (L) Pastor
Gentinlam a resident of New Lamka (G), P.O., P.S. &
District Churachandpur, Manipur.

....*Petitioner*

- Versus -

1. The State of Manipur represented by the
Commissioner/Secretary (Home), Government of
Manipur, Imphal.
2. Deputy Commissioner Churachandpur, Government
of Manipur.

...*Respondents*

**BEFORE
HON'BLE THE CHIEF JUSTICE MR. RAMALINGAM SUDHAKAR**

For the petitioner	:	Mr. BR. Sharma, Advocate
For the respondents	:	Mr. Athouba, Govt. Advocate
Date of hearing & order	:	30.03.2019

ORDER

[1] Heard Mr. BR. Sharma, learned counsel appearing for the petitioner
and Mr. Athouba, learned G.A. appearing for the respondents.

[2] Prayer in the writ petition reads as follows :

“(i) Allow the petitioner a similar relief granted by this Hon’ble Court in various writ petitions including W.P.(C) No. 517 of 2010 along with 5 other writ petitions at Annexure – A/4 and W.P.(C) No. 254 of 2011 with other 11 writ petitions at Annexure – A/5 and also as allowed by this Hon’ble Court in the Review Petition No. 11 of 2013, at Annexure – A/6 by directing the respondents to allow the petitioner to enjoy/get the benefit of the enhanced Ex-gratia amount of Rs. 1,00,000/- (Rupees one lakh) only as enhanced by the Government of Manipur by an order dated 6th August, 1998 at Annexure – A/3 by paying the petitioner an additional amount of Rs. 50,000/- (Rupees fifty thousand) only for the death of her son over and above the Rs. 50,000/- (Rupees fifty thousand) only paid earlier for the deceased at the earlier rate of ex-gratia.”

[3] Notice was issued on 21.11.2014. State respondents accepted notice on behalf of the respondents.

[4] In this case, petitioner is claiming for enhancement of payment of ex-gratia to the death of her husband namely, (L) Pastor Gentinlam from the ethnic clash happened on 25.03.1998. The petitioner pleads that as per order (Annexure – A/1) dated 08.02.1999, the petitioner has received a sum of Rs. 50,000/- (Rupees fifty thousand) only as ex-gratia amount. Subsequently, vide order (Annexure –A/3) dated 06.08.1998, the ex-gratia amount was modified as Rs. 1,00,000/- (Rupees one lakh) only. The petitioner relies upon decisions of this Court (Annexure – A/4) dated 30.08.2010 and (Annexure – A/5) dated 26.07.2011 for payment of ex-gratia. However, the petitioner has not made any request in this regard.

[5] In this view of the matter, writ petition is disposed of by giving liberty to make a detailed representation to the authority concerned for enhanced payment of ex-gratia amount along with supportive various documents and judicial orders within a period of 4 (four) weeks from the date of receipt of a copy of this order and the authority will consider and dispose of the representation within a period of 8 – 12 weeks on its own merits.

[6] Writ petition is disposed of as above.

CHIEF JUSTICE

FR/NFR

bipin