

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**W.P.(S) No. 115 of 2023**

Bhagyamani Pathak

..... Petitioner

Versus

1. Union of India through the Secretary, Ministry of Human Resources, New Delhi.
2. The Board of Governors, National Institute of Technology, Jamshedpur through its Chairman, Jamshepur.
3. The Director, National Institute of Technology, Jamshedpur.

.... Respondents

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**CORAM : HON'BLE DR. JUSTICE S.N. PATHAK**

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For the Petitioner : Mr. Rajiv Nandan Prasad, Advocate

For the Respondents : Mr. Anoop Kumar Mehta, Advocate

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6/ 23.04.2024 Heard the parties.

2. The petitioner being the widow of Late Raj Kumar Pathak who died in harness while working as Lecturer in National Institute of Technology, Jamshedpur has prayed for payment of death-cum-retiral benefits including family pension.

3. Learned counsel appearing for the respondents submits that suffice it would be, if a fresh representation is directed to be filed by the petitioner for consideration of her case for grant of death-cum-retiral benefits including family pension before the respondent no. 3 (Director, National Institute of Technology, Jamshedpur), who upon receipt of the same shall consider the same in accordance with law, within stipulated time.

4. In view of fair submissions of the learned counsel for the parties, I hereby direct the petitioner to file a fresh representation annexing all the relevant documents on which she is relying along with a copy of this order. On receipt of such representation, the respondent no. 3 is directed to consider the case of the petitioner and pass a reasoned order on merits, in accordance with law, within a period of twelve weeks thereafter.

5. Needless to say that if the petitioner is found entitled for

benefits as prayed for, the respondent concerned is directed to extend the benefits thereof to which the petitioner is entitled to, within a further period of three weeks. If any adverse order is passed, the same shall also be communicated to the petitioner within the said period.

6. With the aforesaid directions, this writ petition stands disposed of.

**(Dr. S. N. Pathak, J.)**

R.Kr.