

NAGALAND STATE HUMAN RIGHTS COMMISSION
(Law Wing)

ORDER SHEET

CASE NO. 04/2024

Name of the complainant: *Mrs. Kezuvieo Chiezou*

Record of the steps taken
(to be entered by the office)

Orders/Proceedings of the Commission

06.02.24

ORDER

Dated: **06.02.2024**

This is a compliant submitted by one Mrs. Kezuvieo Chiezou W/O late Neikhape Chiezou stating that in spite of submission of her application along with all the required documents for release of Family Pension, GPF, Gratuity, etc soon after the demise of her husband which was forwarded by the competent authority on 16.01.2023, the concern authorities have not release the same till today causing untold miseries to her and her 5 children.

Perused the Compliant along with the relevant documents enclosed therewith.

It appears from the complaint and the documents that Shri. Neikhape Chiezou, the late Husband of the complainant was a State Govt. servant employed as Lab Assistant in the Dept. of Health & Family Welfare under Employee Code. GONNE127922 since 18.12.1991 till he died on 20.12.2022. It also appears that soon after his death, the complainant submitted a report to the Senior Medical Officer of CHC Pfutsero and the same was promptly forwarded to the Principal Director, Health & Family Welfare along with the Succession Certificate issued in favour of the complainant and all the other relevant documents required for processing a Family Pension and other pensionary entitlements and benefits. But in spite of the prompt initiation of the process, the complainant and her 5 children who were dependent on the deceased government servant are yet to get the Family Pension, GPF, Gratuity and other entitlements.

Pension is an entitlement earned by a Govt. servant in course of his service. It is not a bounty or a free gift from anybody. Therefore, no one should with-held or delay payment of the same as soon as the occasion arises. However in the case of the Complainant it appears that she and her children who were entirely dependent on the earning of the deceased are yet to receive the benefit of the same. This act of commission or omission on the part of the authorities responsible for processing and releasing the same would amount to violation of not only the legal rights but also the human rights of the complainant and her children who have no other means of livelihood. Therefore, the family pension and other entitlements which would not amount to much but are very important for the bereaved family to go on in life should be release by the authorities concern without any further delay. To further delay payment of such entitlements would only cause more suffering to the unfortunate family. As such, we direct the respondents to look into the matter and release the family pension and other pensionary benefits/entitlements to the complainant at the earliest but not later than 15 days from the date of receipt of a copy of this order if there is no valid or legal reason not to do so.

Let notice be issued to the respondents and list the matter again on **29.02.2024.**

On or before the next date, the Commissioner & Secretary, Health & Family Welfare and the Principal Director of the Department and the Principal Accountant General shall file a compliance report which shall also indicate as to why the matter has been pending and who is responsible for the same.

The Secretary/Registrar shall take necessary steps for conveying the Order along with notice.



(Member)



(Chairperson)