

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.6243 of 2015

Rina Devi, aged about 40 years, wife of Shambhu Mandal, Resident of Village-
Berain Panchayat Sarauni (Baklchapper) P.S. Shahkund, District Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Health Department, Govt. of Bihar, Vikas Bhawan, Patna
2. The Collector-cum- President, District Health Society, Bhagalpur at Bhagalpur Collectorate Campus
3. The Civil Surgeon-cum- Secretary, District Health Society, Bhagalpur at and near Head Post Office Bhagalpur
4. The Incharge, Medical Officer, Shahkund, Bhagalpur at Shahkund Hospital
5. The District Panchayat Raj Officer, Bhagalpur at Bhagalpur Collectorate Campus
6. The Zila Partirakshan Padadhikari, Bhagalpur at Bhagalpur Collectorate Campus
7. The Mukhiya, Sarauni (Bakchapper) Panchayat Shahkund, Bhagalpur at Panchayat Bhawan of Sarauni Panchayat, Bakchapper
8. Up- Mukhiya- Sarauni (Bakchapper) Panchayat Shahkund, Bhagalpur at Panchayat Bhawan of Sarauni Panchayat, Bakchapper
9. Manju Kumari, wife of Ramdeo Rizak, Resident of Village- Barain, Panchayat Sarauni (Bakchapper) P.S. Shahkund, District Bhagalpur

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Alim Jang Khan

For the Respondent/s : Mr. SC2- Nawal Kishore Singh

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 10-07-2015

The writ is not maintainable for the simple reason that the petitioner is not a government servant or holder of any civil post. She has not even been engaged on contract basis. Her work is to motivate expectant mothers to have a safe delivery in a primary health centre or a government hospital and in lieu of the same, payment is made case wise. Looking at the nature of the engagement of the petitioner, she does not come within the ambit of adjudication

under Article 226 of the Constitution of India.

Writ is dismissed.

(Ajay Kumar Tripathi, J)

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