

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.22150 of 2014

1. Prabhat Lal (U.D.C), Son of Sri Ganesh Datt Lal Srivastava, Resident of Village- Ajarha, Post-Banrashiya Khurd, P.S.- Kalhai Bazar, District - Maharajganj, U.P posted at - D.A.O. C.S. Saran, Chapra, P.S. Nagar Thana Chapra, District - Saran Chapra.
2. Sanjeev Kumar Singh (U.D.C), Son of Late Tejnarayan Singh, Resident of Village- Benchapra, P.S+P.S- Masrak, District- Saran (Chapra) Posted at - A.R.C.S., Siwan, P.S AND District- Siwan.
3. Akhilesh Kumar (U.D.C), son of Late Rameshwar Prasad, Resident of village- Daulaganj Badi Sanghat, Gandhinagar Ratanpura, P.S- Bhagwanpur Bazar Chapra, District- Saran (Chapra) Posted at - A.R.C.S, Siwan, PSAND District- Siwan.
4. Ashutosh Kumar Sharma (L.D.C), Son of Jameshwari Sharma, Resident of Village+P.O- Ganghara, P.S- Sahpur, District- Patna(Bihar), Posted at - D.C.O, Hajipur, Vaishali.
5. Kaushal Kishore Pathak (U. D.C), Son of Late Maheshwar Pathak, Resident of Village- Fatema, P.S- Janta Bazar, Ekma, P.O- Keshri Mathia, District-Chapra Posted at- D.C.O., Siwan, P.S- District+ Siwan
6. Mohan Sah (U.D.C), Son of Late Raghunath Sah, Resident of Village- Dondhwalia, P.S-Kuchaikot, P.O-Balthri, District-Gopalganj, Posted at -D.C.O., Siwan PS+Distict- Siwan.
7. Madhukar Chaman (U.D.C), Son of Late Aman Narayan Verma (Clerk), Resident of Village-Bankari P.S- Baikunthpur P.O- Revtith, District-Gopalganj, Posted at -D.C.O., Siwan PS+Distict- Siwan.
8. Binod Kumar Singh(U.D.C) Son of Sri Rudal Singh Resident of Village+P.O- Patti Sheetla, P.S- Derni, District- Saran, Chapra, Posted at - D.A.O.S.S., Siwan, PS+District- Siwan.
9. Manoj Kumar (U.D.C), Son of Late Banarsi Rawat, Resident of Village+P.O+P.S- Amankaur, District- Saran, Chapra, Posted at - D.A.O.S.S., Siwan, PS+District- Siwan.
10. Vijay Kumar Mishra (U.D.C) Son of late Ravindra Nath Mishra, Resident of Village-Godna Brahman Toli, P.O+P.S- Revilganj, District - Chapra, Posted at - D.C.O, Siwan, P.S+District- Siwan.
11. Anand Prasad Sah (U.D.C) Son of late Daroga Prasad., Resident of Village+P.O- Revtith, P.S- Baikunthpur, District-Gopalganj, Posted at - A.R.C.S, Saran Chapra, District Saran, Chapra. p.s- Nagar thana Chapra.
12. Sanjeev Kumar Srivastav (U.D.C) Son of Late Kailashpati Prasad, Resident of Village+P.O- Bahan Gopal, Siwan Mufasil, District- Siwan, Posted at - A.R.C.S., Patna City, P.S- Patna City, District- Patna.
13. Faiyaz Alam (U.D.C) Son of Md. Inaytullah, Resident of Near Chota Imam Bara, Dahiayama, P.S- Nagar Chapra, District- Saran, Chapra, Posted at- A.R.C.S, Muzaffarpur West, P.S- Sadar Thana Muzaffarpur, District- Muzaffarpur.
14. Md. Shakil Ahmed (L.D.C) Son of Late Md. Nasaruddin, Resident of Village+P.O- Vitnewa, P.S- Gopalganj, District- Gopalganj, Posted at- A.R.C.S, Siwan, P.S+Distrcit- Siwan.
15. Syed Irfan Mehndi (U.D.C), Son of Late Aun Mohmud, Resident of Village- Husepur, Hasanpura, P.S- Mazrul Haque, Hasanpura, District- Siwan, Posted at - A.R.C.S, Sikarhara, Motihari, P.S- Sikarhar, District- Motihari.
16. Harendra Kumar Singh(U.D.C), Son of Late Surendara Prasad Singh, Resident of Village+P.O- Vishunpur Bande, P.S- Bhagwan Bazar, District- Vaishali Posted

- at - D.C.O, Saran , Chapra , P.S. - Nagar Thana, Chapra, District Saran Chapra.,
17. Prachi Shree(U.D.C) Daughter of late Devendra Kumar Sinha, Resident of Village- Haspurakrah, P.SAND P.O- Baniyapur, District- Saran, posted at - D.C.O., Hajipur, Vaishali, P.S- Nagar Thana Hajipur, District- Vaishali.
18. Amresh Kumar (LDC), son of late Arun Jee, Resident of Mohalla – East of Mahmud Chowk, Dahiyama, Chapra, P S – Nagar Chapra, District – Saran, Chapra.
19. Durgesh Kumar (L.D.C) Son of Lat Brajnandan Rai Yadav Resident of Village+PO- Mirganj, P.S- Hathwa, Mirganj, District- Gopalganj. Posted at - A.R.C.S., Saran Chapra.
20. Nagendra Prasad Sinha (U.D.C) Son of Lat Rajeshwari Prasad Sinha, Resident of Village+P.O- Kuchakot, P.S- Kuchaikot, District- Gopalganj. Posted at - D.A.O, Saran Chapra P.S- Nagar Thana Chapra, District Saran , Chapra.
21. Birendra Ram (L.D.C) Son of Late Kamaldeo Resident of Village+P.O+P.S- Khairani, District- Saran, Chapra, Posted at - A.R.C.S., Siwan P.S- District- Siwan
22. Shailendra Kumar (L.D.C) Son of lat Ram Narayan Prasad Resident of Village+P.O- Shobhit Bihar Colony, Anishabad, P.S- Anishabad, District- Patna , posted at - A.R.C.S, Chapra, P.S- Nagar Thana chapra, District Saran Chapra.
23. Atul Kumar (L.D.C) Son of late Siya Saran Prasad Resident of Village+Post- Manikpur, P.S+District- Gopalganj , posted at - A.R.C.S, Chapra, P.S- Nagar Thana chapra, District Saran Chapra.
24. Ajay Kumar Singh(U.D.C) Son of Narvdeswar Narayan Singh Resident of Village+P.O- Sonepur, P.S-Sonepur, District- Saran , Posted at - D.C.O, Muzaffarpur, P.S- Sadar Thana Muzaffarpur, District- Muzaffarpur.
25. Vinay Kumar (U.D.C) Son of late Umesh Chandra Verma Resident of Village+Post- Rasulpur, P.S- Ekma, District- Saran, Posted at- D. A. O.C.S., Hajipur, Vaishali, P.S- Sadar Thana, Hajipur, District- Vaishali.
26. Sanjay Kumar Trivedi (U.D.C) Son of late Kamleshwar Trivedi. Resident of Village- Damdama, P.S AND P.O- Vidyapati Nagar , District- Samastipur Posted at - D.A.O.S.S, Madhubani, P.S- Nagar Thana Madhubani, District- Madhubani.
27. Santosh Kumar (L.D.C) Son of late Jagdish Mahto Resident of Mohalla- Nayatola Speaker chowk, P.S- Kari Mohammadpur, District- Muzaffarpur Posted at - D.C.O, Vaishali, P.S- Sadar Thana Hajipur, District - Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, General Administration Department, Government of Bihar, Patna.
3. The Principal Secretary, Co-operative Department, Government of Bihar, Patna.
4. The Principal Secretary, Finance Department, Government of Bihar, Patna.
5. The Deputy Secretary- Co-operative Department, Government of Bihar, Patna.
6. The Joint Secretary, Co-operative Department, Government of Bihar, Patna.
7. The Registrar, Co-operative Societies, Bihar, Patna.
8. The Deputy Registrar, Co-operative Societies, Bihar, Patna.
9. The Co-operative Officer, Siwan.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar

For the Respondent/s: Mr. GP31- SMT. BINITA SINGH

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT
Date: 05-11-2015

In view of the notification annexed as Annexure-A to the counter affidavit, filed on behalf of the Principal Secretary, Department of Co-operative, dated 3.11.2015, the relief prayed on behalf of the petitioners has already been granted. If there is any discrepancy in identification of need- based posts etc. the same can be raised before the authority.

Now that the posts have been identified, steps for grant of promotion will now be taken. The notification of the General Administration Department has lost its meaning now in view of the fact that learned Single Judge of this Court as well as the Division Bench has already struck down the circular relating to grant of promotion to SC/ST candidates in matters of promotion. Till date there is no order passed by the Apex Court in this regard, therefore, there is no impediment in consideration of grant of promotion.

Writ application stands disposed of with above observation.

(Ajay Kumar Tripathi, J)

R.K.Pathak/-

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