

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.16245 of 2015

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1. Manorma Kumari W/o Birchhand Patel, residing at Mosimpur Kurtha, Fatuha,
P.S.- Fathua, District- Patna, State- Bihar

.... Petitioner/s

Versus

1. The State of Bihar
2. Civil Surgeon-cum-Chief Medical Officer, Patna
3. The In-charge Medical Officer, Primary Health Centre, Khusrupur District- Patna
4. The In-charge Medical Officer, Primary Health Centre, Baktiyarpur, District-
Patna
5. Dr. S. Sinha, The In-charge Medical Officer, Primary Health Centre, Khusrupur,
District- Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajni Kant Jha

For the Respondent/s : Mr. Sudhir Kumar, AC to AAG 2

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 07-12-2015

The writ application of the petitioner is directed against the refusal or failure of the Medical Officer of the Primary Health Centre to give her charge according to her expectation and demand. It is her case that since she was posted after the death of the previous incumbent and she was the Incharge of Labour Room, therefore, she should be given Incharge of Labour Room.

This kind of specific assignment or responsibility has not been heard of by this Court so far. An ANM is supposed to shoulder all responsibility thrust upon her at Primary Health Centre. She is not a specialist of any wing of the Primary Health Centre. Obviously, the writ has been filed for oblique motives and reasons rather than for a

bona fide of enforcement of any right of the petitioner.

Writ is dismissed.

(Ajay Kumar Tripathi, J)

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