

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5297 of 2014

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1. Ashwini Kumar Son Of Late Birendra Kumar Singh Resident Of Walipur Road,
Near Masjid, Jamalpur, Police Station- Jamalpur, District- Munger

.... Petitioner/s

Versus

1. The State Of Bihar Through Secretary, Human Resources Development Deptt.,
Govt. Of Bihar, Patna
2. Tilkamanjhi, Bhagalpur University Through The Registrar, Bhagalpur
3. The Registrar, Tilkamanjhi, Bhagalpur University, Bhagalpur
4. The Principal Jamalpur College, Jamalpur, District- Munger

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. RATNA DEEP PRASAD

For the Respondent/s : Mr. SC5- SATYADEO KUMAR

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 06-07-2015

06.07.2015

Heard learned counsel for the petitioner and
counsel for the university.

The Registrar of the university is present and
filed an additional affidavit and taken a plea that the
appointment of the petitioner was done against
sanctioned vacant post. There were 6 posts of Class-III
employees as would be evident from the
recommendation of the Agrawal Commission Report in
relation to the said college, i.e., Jamalpur College,
Jamalpur. Petitioner's father was holder of a Class-III
post and was an Assistant. Appointment of the petitioner
has been made on the post of an Assistant due to
vacancy arising on death of father.

The communication, dated 17.04.2014 was made by the Registrar to the Director, Higher Education, Government of Bihar, Patna vide letter no. 448.

The Director, Higher Education, Government of Bihar is directed to take decision on the request and communication of the Registrar and revert to the Registrar on the issue with regard to the petitioner's claim for release of funds within a period of 10 weeks from the date of production / communication of a copy of this order.

The personal appearance of the Registrar stands dispensed with.

Writ application stands disposed off.

(Ajay Kumar Tripathi, J.)

SKM/-

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