

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2581 of 2014

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1. Pushpa Devi Wife Of Sri Parmanand Singh R/O Village - Birgaon, P.S. Mahishi,
District - Saharsa

.... Petitioner/s

Versus

1. The State Of Bihar through the District Magistrate at Saharsa
2. Director I.C.D.S. Bihar, Patna
3. District Programme Officer, Saharsa
4. Child Development Project Officer, Mahishi

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh

For the Respondent/s : Mr. SC14-Raisul Haque

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 09-10-2015

Engagement of the petitioner as an Aaganbari Sevika is a contract for service. Once she tenders resignation, the contract comes to an end. The principles which are applicable for resignation of a regular government servant, are, therefore, not applicable to people like the petitioner.

Once the contract was rescinded by resignation, only a fresh contract can be executed. Thereafter there is no question of the petitioner taking back the resignation and reviving the contract because there is neither any obligation upon the respondents to either act or take any decision on such resignation, which was voluntary and unilateral in nature.

In view of the above, no direction is required for re-

engagement or continuance of the petitioner as a Sevika.

Writ is dismissed.

(Ajay Kumar Tripathi, J)

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