

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.4077 of 2015

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Sujit Kumar, son of late Braj Mohan Roy, resident of village Khaira Bazar, Post Office and Police Station Kinjer, District Arwal.

.... Petitioner

Versus

1. The State of Bihar through its District Magistrate Jehanabad District Compassionate Committee, Jehanabad.
2. The Chief Engineer (Mechanical), Public Health Engineering Department, Bisheshwariaya Bhawan, Bailey Road, Patna.
3. The Superintending Engineer, Public Health Mechanical Circle, near Veterinary College, Patna.
4. The Executive Engineer, Public Health Mechanical Division, Gaya.

.... Respondents

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Appearance :

For the Petitioner/s : MR. LALAN KUMAR SINGH, ADV.

For the Respondent/s : Mr. ANIL KUMAR SINHA, G.A.-9

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 03-04-2015

After the supplementary counter affidavit is filed indicating the position, it is evident that the claim of the petitioner has been very well considered and it has been kept on hold for future consideration awaiting his turn, looking at the post available and the number of people earlier appointed on compassionate ground.

Since the respondent authorities have followed a consistent policy of giving preference according to the date of death of an employee for appointment on compassionate ground, there is no pick and choose adopted by the respondents for such appointment.

The claim of the petitioner is that there are vacancies

available under the circle is belied from the document annexed by the petitioner himself. The fact that there are no vacancies on the post on which petitioner can be appointed as on compassionate ground at this juncture is borne out.

Writ is, therefore, dismissed.

However, the claim of the petitioner will be considered as and when the vacancy arises.

Personal appearance of the Superintending Engineer stands dispensed with.

(Ajay Kumar Tripathi, J.)

Vats/-

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