

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2191 of 2014

1. Sri Awadh Bihari Singh S/O Late Sheo Mangal Singh At+P.O.- Barharwa, Lakhn-Sen, Via- Dhaka, P.S.-Dhaka, District- East Champaran, (Motihari) At Present Resident Of Pratap Nagar, District- Sitamarhi

.... Petitioner/s

Versus

1. The State Of Bihar, Through Additional General, Home Guard, Bihar, Patna
2. Inspector General, Bihar Home Guard, Chhubag, Patna
3. Deputy-Inspector, Bihar Homeguard, Head Quarter, Chhaju Bag, Patna-1
4. The Commandant, Bihar Home Guard, Head Quarter, Bihar, Patna
5. District Commandant, Bihar Home Guard, Distt- Sitamarhi

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Upendra Kumar Singh

For the Respondent/s : Mr. Kumar Priya Ranjan, SC 23

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 06-10-2015

Petitioner retired from service way back in the year 2002. He is looking for the benefit of not only ACP but even MACP. The provision of ACP was notified in the year 2003 and the same was made effective from 9.8.1999 which was anti stagnation measure. So far as M ACP is concerned it came into play on 1.1.2009. Since petitioner retired in 2002, none of the scheme will actually cover him. It is basically a desperate measure by him to look for grant of benefit which is non- existent in terms of prevalent rules in this regard.

Writ has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

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