

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10802 of 2016

- 
- =====
1. Abhay Kumar Singh, S/o - Gajendra Kumar Singh, R/o Vill - Arara, PO + PS - Adapur, Distt - East Champaran, Motihari.
 2. Meraj Ahmad, S/o - Abdul Kalam, At - Chikpath, Distt - East Champaran, Motihari.
 3. Saurav Kumar, S/o - Kamlesh Kumar, At - Chhota Bariyarpur, PO - Motihari Court, PS - Chhatauni, Distt - East Champaran, Motihari.
 4. Chandulal Chandrakar, S/o - Gaurishankar Singh, Vill - Ratansayar, PO - Nunfarwa, PS - Patahi, Distt - East Champaran, Motihari.
 5. Ajay Kumar, S/o - Shambhu Sharma, At - Chhota Bariyarpur, PO - Motihari Court, PS - Chhatauni, Distt - East Champaran, Motihari.
 6. Jahangir Khan, S/o - Nazir Khan, At - Chikpath, Distt - East Champaran, Motihari.
 7. Shashank Shekhar, S/o - Birendra Kumar Verma, At - Bhawanipur Zirat, Distt - East Champaran, Motihari.
 8. Ravish Kumar, S/o - Ashok Prasad, Vill + PO - Gokhula, PS - Shikarpur, Distt - East Champaran, Motihari.
 9. Sarwar Mozaffar, S/o - Mozaffar Imam Khan, At - Chikpath, Distt - East Champaran, Motihari.
 10. Khursheed Alam, S/o - Md. Abbas Dewan, Vill + PO - Machargawan, PS - Kotwa, Distt - East Champaran, Motihari.
 11. Kuresh Alam, S/o - Abbash Dewan, Vill + PO - Machargawan, PS - Kotwa, Distt - East Champaran, Motihari.
 12. Mukesh Kumar, S/o - Rameshwar Prasad, Vill - Koirgawan, PO - Athmohan, PS - Jitna, Distt - East Champaran, Motihari.
 13. Manoj Kumar Sharma, S/o - Shri Mahendra Sharma, Vill - Siswa Amwa, PO - Siswan, PS - Banjariya, Distt - East Champaran, Motihari.
 14. Prithvi Prasad, S/o - Achchhelal Sah, Vill - Ajgari, PO - Ajgarh Math, PS - Banjariya, Distt - East Champaran, Motihari.
 15. Aliullah Ansari, S/o -Zahir Ansari, Vill - Chhota Pakhnaahiya, PO + PS - Palanwa, Distt - East Champaran, Motihari.

.... Petitioners

Versus

1. The State of Bihar through the Principal Secretary, General Administration Department, Govt. of Bihar, Patna.
2. The Mission Director, Bihar Administrative Reforms Mission Society, General Administration Department, Government of Bihar, Patna.
3. The Additional Mission Director, Bihar Administrative Reforms Mission Society, General Administration Department, Government of Bihar, Patna.
4. The District Magistrate, East Champaran, Motihari.
5. The Deputy Collector (Establishment), East Champaran, Motihari.
6. The District Development Commissioner, East Champaran, Motihari.
7. The Additional Collector (Dept Enquiry), East Champaran, Motihari.
8. The District Information Officer, East Champaran, Motihari.
9. The Officer-in-charge, RTPS Cell, East Champaran, Motihari.
10. The IT Manager, East Champaran, Motihari.

.... Respondents

=====

Appearance :

For the Petitioners : Mr. Nikhil Kumar Agrawal, Advocate
For the Respondents : Mr. Birju Prasad – GP 13
: Mr. Ashok Kumar
: Mr. Amresh, A.C. to GP-13

=====

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 22-11-2016

Heard the counsel for the petitioner and the counsel
for the State.

Mere enrolment of a name in a panel that too with
regard to an engagement which is required to be made on contract for
a limited period, under a scheme, does not create a right for any
candidate or a person for a direction under Article 226 of the
Constitution of India to make appointments.

The overlapping of the previous panel has already
been explained in detail in para 11 of the counter affidavit. The Court
is satisfied with the reason for doing so.

That by itself does not make out a case of
discrimination where a directive is required to be issued in favour of
petitioners.

There is a new advertisement and if they want to be
considered, they may well join the queue for their consideration for
engagement under the respondents.

This writ application has no merit and is accordingly,
rejected.

(Ajay Kumar Tripathi, J.)

rinkee/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	24.11.2016
Transmission Date	