

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.571 of 2016

IN

Miscellaneous Jurisdiction Case No. 3829 of 2012

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Krishna Murari, son of Late Bankey Das, resident of village and Post Office- Dosut, P.S.- Wena, District- Nalanda, at present Assistant Professor-Cum-Junior Scientist (Selection Grade) Sanjay Gandhi Institute of Dairy Technology, Gagdeopath, Post Office- Bihar Veterinary College, Patna- 14. Petitioner

Versus

1. The State of Bihar.
2. The Rajendra Agricultural University through its Registrar having its Headquarter at and P.O- Pusa, P.S.- Pusa, District- Samastipur.
3. Sri V.P. Singh, Son of not known to the Petitioner, the Vice Chancellor, Baba Rao Ambedkar Bihar University, Muzaffarpur. the then Vice Chancellor, Rajendra Agricultural University At and P.O- Pusa, P.S.- Pusa, District- Samastipur.
4. Dr. R.C. Rai, son of not known to the petitioner, the then Registrar, Rajendra Agricultural University At and P.O. Pusa, District- Samastipur.
5. Sri Devashish Dutta, son of not known to the petitioner, the then Director Administration, Rajendra Agricultural University At and P.O- Pusa, P.S.- Pusa, District- Samastipur.
6. The Bihar Agricultural University, Sabour, through its Registrar having its headquarters at and P.O- Sabour, P.S.- Sabour, District- Bhagalpur.
7. Mewa Lal Choudhary, son of not known to the petitioner, the then Vice- Chancellor, Bihar Agriculture University, Sabour, Bahgalpur.
8. Sri S.P. Singh, son of not known to the petitioner, the then Registrar, Bihar Agriculture University, Sabour, Bhagalpur.
9. The Union of India, through the Director General Indian Council of

Agriculture Research, Delhi.

.. Respondents

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Appearance :

For the Petitioner : Mr. Anand Kumar Ojha, Advocate
For the Respondents : Mr. Chandra Mohan Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH
ORAL JUDGMENT

Date: 02-03-2016

By this Modification Application, learned counsel for the petitioner submitted that the order dated 09.09.2015 passed in M.J.C. No. 3829/2012 needs modification. Attention is drawn to the first line of the order which reads as follows:

“The petitioner had come to this Court seeking his promotion and other consequential benefits.”

It is then submitted that in the penultimate paragraph there is mention of selection grade. Hence, there is apprehension that the petitioner may not be granted all promotional benefits unless it is so clarified in the order.

Having heard learned counsel for the petitioner and learned counsel for the University, in my view, the apprehension is misconceived, inasmuch as this court has used the expression ‘all promotions’ in the penultimate paragraph, and promotions predicate promotions with consequential relief, because, promotion on paper is no promotion.

In this view of the matter, I think that the authorities of the University are intelligent enough, the apprehension is not valid. This application is, thus, disposed of.

(Navaniti Prasad Singh, J.)

Rajeev/-

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