

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.9862 of 2014

Basudeo Trivedi, S/O Late Shri Niwash Trivedi, resident of Mahavir Colony (East)
Road No.-9, Rajendra Path, Beur, Patna at present posted at District Provident Fund
Office, Patna

.... Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Finance Department, Govt. of Bihar, Patna
2. The Principal Secretary, Finance Department, Govt. of Bihar, Patna
3. The Principal Secretary, Karmic Department Govt. of Bihar, Patna
4. The Secretary (Expenditure) Finance Department, Govt. of Bihar, Patna
5. The Joint Secretary, Finance Department, Govt. of Bihar, Patna
6. The Superintendent, Govt. Stationary Store and Publication, Gulzarbag, Patna- 7
7. The Superintendent Secretariat Press, Gulzarbag, Patna- 7
8. The Director Provident Fund, Pant Bhawan, Patna
9. The District Provident Fund Officers, Patna

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Bankey Bihari Singh
Mr. Sanjay Kumar
For the Respondent/s : Mr. Sanjay Kumar Ojha
AC to GP-7

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 30-11-2016

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

The State is not denying the fact that there is an
occasion for consideration of the case of the petitioner for grant of
promotion, however, the only impediment is that a Rule has been
prepared under Article 309 of the Constitution of India and notified
on 18th of May, 2015, any claim for promotion from Class-IV to
Class-III post will have to be considered in accordance with the

Rules, especially Rule 5.

In view of the above, the writ application is disposed off with an observation that the Director, Provident Fund will take steps for consideration of the claim of all eligible persons, whose claim can be considered for grant of promotion from the post of Class-IV to Class-III within a reasonable time-frame.

Writ application stands disposed off with observation / direction as above.

(Ajay Kumar Tripathi, J)

SKM/-

AFR/NAFR	N.A.F.R.
CAV DATE	
Uploading Date	01.12.2016
Transmission Date	