

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1751 of 2015

IN

Civil Writ Jurisdiction Case No. 2320 of 2015

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Vikram Kumar, son of Late Narendra Kumar (Ex. Jr. Engineer, PHED) at ward No.14, Shivpuri, near Satsang Bhawan, Saharsa, Post & District- Saharsa-852201.

.... Petitioner

Versus

1. The State of Bihar
2. Sri Shishir Kumar Sinha, IAS, the Principal Secretary, Public Health & Engineering Department, Government of Bihar, Patna.
3. Sri Rashos Ji Ram, Chief Engineer (Mechanical), Public Health Engineering Department, Government of Bihar, Patna.
4. Sri Janeshwar Kumar, Superintending Engineer, Public Health Circle, Saharsa At & P.O., Saharsa, District Saharsa.
5. Sri Shashi Bhushan Kumar, District Magistrate-cum-Chairman, District Compassionate Committee, Saharsa.
6. Sri K.K. Narain, Executive Engineer, Public Health Division, Saharsa, At & P.O.- Saharsa, District- Saharsa.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Subodh Kumar Jha, Advocate

For the Opp. Parties : Mr. Kumar Alok, S.C.8

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 27-04-2016

Perused the show-cause filed on behalf of the opposite party. Taking into consideration the stand of the opposite party in the show-cause about lack of availability of posts in view of the percentage so fixed for compassionate appointment, the right of the petitioner for compassionate appointment, not being a fundamental right, can only be implemented against the vacancy so available. If the offer so made to the petitioner is not acceptable, he can join the race on his own merit.

Contempt application is dismissed.

(Ajay Kumar Tripathi, J.)

SanjayKumar/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	28.04.2016
Transmission Date	