

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11400 of 2013

Chandra Kant Tiwari S/O Late Ram Bhajan Tiwary, Resident Of Village- Bindhua,
P.S.- Imamganj, District- Gaya Presently Posted As Panchayat Sachiv Maushaudhi
Panchayat, Dumaria Block, P.S.-Dumaria, Dist.- Gaya.

.... Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Gaya
3. The Sub Divisional Officer, Takari, Distt.- Gaya.
4. The District Panchayat Raj Officer, Gaya.
5. Senior Deputy Collector Cum Incharge Paraia Block Cum Conducting Officer,
Gaya.
6. The Block Development Officer, Paraia, Dist.- Gaya.
7. The Mukhiya, Gram Panchayat Raj Solar, P.S.- Paraia, Dist.- Gaya.

.... Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Abhinav Singh, Adv. Mr. Binod Kumar Singh, Adv. Mr. Satyendra Pd. Singh, Adv.
For the State	:	Mr. S. Raza Ahmad, Sr. Adv., AAG-5 Mr. Md. Anisul Haque, AC to AAG-5

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 05-09-2016

Heard learned counsel for the parties.

It appears that the present writ application is a misled and misconceived writ application as punishment has been awarded to the petitioner in pursuance of the departmental proceeding of stoppage of two increments with non-cumulative effect and he will not be entitled to salary except subsistence allowance during period of suspension which is not under challenge. In that view of the matter, the present writ application is not maintainable.

Learned counsel for the petitioner submits that he may be given liberty to file an appeal. If the petitioner is so advised, he may file an appeal before the appropriate forum.

This application is, accordingly dismissed as not maintainable.

(Shivaji Pandey, J)

Rishi/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	06.09.2016
Transmission Date	NA