

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10460 of 2013

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Arjun Paswan adopted S/o Late Kallu Paswan Natural S/o Late Lakshan Paswan,
Resident of Gataro, P.S. Lalganj, Distt. – Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar represented through the Chief Secretary, Govt. of Bihar, old Secretariat Building, Patna.
2. Superintendent of Police, Vaishali at Hajipur.
3. Sub-Divisional Police Officer, Hajipur
4. Circle Officer, Lalganj, Vaishali at Hajipur
5. Officer-in-Charge, Lalganj, Vaishali Police Station, Vaishali
6. Manoj Paswan S/o Mahesh Paswan, resident of Amritpur, P.S. Vaishali Distt.- Vaishali
7. District Magistrate, Vaishali at Hajipur.

.... Respondent/s

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Appearance :

For the Petitioner/s : M/s Tilak Sao and Ram Swarup Prasad, Advs.

For the Respondent/s : Mr. Sanjay Kumar, AC to GP-23

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 05-08-2016

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

In this case, the petitioner is seeking relief from this
Court for giving direction for his appointment on compassionate
ground on the basis of an Adoption Deed printed in the plain paper
having no evidentiary value showing the actual adoption of this
petitioner by the deceased.

The petitioner for his appointment on compassionate
ground, moved before this Court in C.W.J.C. No. 20399/2012, which

was disposed of with a direction to consider the matter and pass a reasoned order.

In pursuance thereof, the District Magistrate, Vaishali rejected the claim of the petitioner, vide order dated 11.4.2013 (Annexure 2/1 to this writ petition) on two grounds, first he is above than the prescribed age provided under the Hindu Adoption and Maintenance Act, 1956 and second, the Adoption Deed is on plain paper.

The deed which has been produced, has no evidentiary value in law, as it has been written in the plain paper. In such view of the matter, this Court does not find any reason to interfere with the order passed by the District Magistrate.

Accordingly, this petition is dismissed.

(Shivaji Pandey, J)

Mahesh/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	11.08.2016
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