

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 7202 of 2014

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Kalawati Kumari @ Kalawati Devi, D/o Tej Narayan Yadav, W/o Shiv Shankar Yadav resident of village - Kulhariya, P.S. - Marauna, District - Supaul.

.... Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary, Human Resources Development Department, Government of Bihar, Patna.
2. The Director, Primary Education, Bihar, Patna
3. The Regional Deputy Director of Education, Koshi Division, Saharsa.
4. The District Magistrate, Supaul.
5. The District Education Officer, Supaul.
6. The District Programme Officer (Establishment), Supaul.
7. The Block Development Officer, Block - Marauna, District - Supaul.
8. The Block Education Officer, Block - Marauna, District - Supaul.
9. Block Teachers Appointment Committee through its Member Secretary, Block - Marauna, District - Supaul.
10. The Headmaster, Middle School, Kulhariya , Block - Marauna, District - Supaul.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Lakshmindra Kumar Yadav

For the Respondent/s : Mr. Anshul

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 28-03-2016

Since Government has taken a decision to give an opportunity to such teachers to appear for a third time for the efficiency test their removal on the basis of having failed twice over, may not be a ground for their removal at this juncture.

Writ application is allowed with the above observation. However, the obligation of the petitioner to pass the efficiency test does remain and she must do so within a reasonable time.

(Ajay Kumar Tripathi, J)

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