

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10900 of 2015

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1. Raj Kumar Mistri, son of Late Brahmddeo Mistri, resident of village+P.O.-
Abgita, Block- Islam Nagar, Aliganj, District- Jamui, presently posted as Peon in
10+2 High School, Arrah, Block- Islam Nagar, Aliganj, District- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education,
Government of Bihar, Patna.
2. The Director, Secondary Education, Bihar, Patna.
3. The Regional Deputy Director of Education, Munger Division, Munger.
4. The District Education Officer, Jamui.
5. The District Programme Officer (Secondary Education), Jamui.
6. The Incharge Headmaster, 10+2 High School, Arrah, Block- Islam Nagar,
District- Jamui.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar

For the Respondent/s : Mr. SUNIL KR. MANDAL, SC 24

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT

Date: 20-06-2016

Writ is required to be dismissed because the Court

does not find anything illegal in the reasoning and rationale

provided in Annexure-2 for compelling the petitioner to

superannuate after having worked for 42 years. The facts

indicate that the appointment of the petitioner was per say

violative of all settled canons of law and principle because a

minor cannot be engaged or appointed on any post even

though it was done by a private managing committee at the

relevant time. The private managing committee has no special

status to violate law and statute of the land.

Writ application is dismissed.

(Ajay Kumar Tripathi, J)

R.K.Pathak/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	20/06/2016
Transmission Date	