

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7538 of 2013

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1. Vishal Tiwari @ Pramod Kumar Tiwari Son Of Jagdish Tiwari Resident Of Village - Gopalpur, P.S. - Koilwar, District - Bhojpur At Ara, Presently Secretary Of N.G.O. Namely Sarv Vaumik Seva Sansthan, Having Its Registered Office At Jagdeo Nagar, Anait, Ara

.... Petitioner/s

Versus

1. The State Of Bihar Through The Additional Secretary, Department Of Health, Government Of Bihar, Patna
2. The Principal Secretary, Department Of Health, Government Of Bihar, Patna
3. The District Magistrate, Bhojpur At Ara
4. The Civil Surgeon-Cum-Chief Medical Officer, Bhojpur At Ara
5. Dr. (Smt.) Neelam Kumari Wife Of Name Not Known To The Petitioner Female Medical Officer, Primary Health Centre, Koilwar, Bhojpur At Ara

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Respondent/s : Mr. S.K. Mandal, S.C.-24

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL

ORAL JUDGMENT

Date: 04-02-2016

Heard both sides.

Although, the petitioner is not directly aggrieved by allowing respondent no. 5 to stay at the place where the departmental proceeding was initiated against her yet the present application has been filed for a direction to shift respondent no. 5 from Primary Health Centre, Koilwar, Bhojpur at Ara to other place in order to have fair enquiry/departmental proceeding.

Counter affidavit on behalf of respondent nos. 3 and 4 have been filed.

Mr. Mishra, looking to the stand taken in the counter

affidavit of respondent no. 2, states that the application be disposed of permitting the petitioner to agitate the grievance before the appropriate authority/Forum in accordance with law.

The application stands disposed with the said liberty.

(Kishore Kumar Mandal, J)

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