

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.4290 of 2015

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1. Umesh Prasad Jha son of Late Rama kant Jha, resident of village- Mirnagar, P.S. Sarmera, District- Nalanda., at Present Peon Field Machinery Division, Water Resources Department, Bhagalpur and working at Safiabab, Munger.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, water Resources Department, Government of Bihar, Patna. null null
3. The Deputy Secretary, water Resources Department, Bihar, Patna.
4. The Chief Engineer (Mechanical), Irrigation, Water Resources Department, Patna.
5. The Superintending Engineer, Mithapur circle, Patna. null null
6. The Executive Engineer (Mechanical), Field Machinery Division, Bhagalpur.
7. The Under Secretary to Government of Bihar, Water Resources Department, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr Tara Nath Jha
Mr. Atul Kumar Pandey

For the Respondent/s : Mr. GP4- Uma Shankar

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 22-02-2016

The primary submission of the counsel for the petitioner is discrimination. He claims that many similarly situated persons have been regularized in the work- charge in the year 1991 but the claim of the petitioner has been rejected by order dated 17.7.2013.

If this is so, Annexure- 1 is quashed. Let the matter be reconsidered. Petitioner has freedom to provide the list of all those persons, who have been regularized in the past in similar circumstance. That position is required to be verified by the

respondents before passing the order within a period of three months from the date of production of a copy of this order.

Writ is allowed.

(Ajay Kumar Tripathi, J)

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