

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.8095 of 2014

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1. Jagat Narayan Nath Tiwari Son of Late Keshav Nath Tiwari resident of Village- Kaharwaliya, P.O. Belari, P.S.- Guthani, District- Siwan at present posted as Assistant Teacher, Government Middle School Sohrai, P.S.- Guthani, District- Siwan

.... Petitioner/s

Versus

1. The State of Bihar through the Secretary, Elementary Education, Human Resources Department, Government of Bihar, Patna
2. The Secretary, Elementary Education, Human Resources Department, Government of Bihar, Patna
3. The Special Secretary, Human Resources Department, Government of Bihar, Patna
4. The Director, Primary Education, Government of Bihar, Patna
5. The District Education Superintendent, Siwan, District- Siwan
6. The District Programme Officer (Education) Establishment Siwan, District- Siwan

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr Janardan Singh, Sr. Advocate
Mr. Dipak Kumar

For the Respondent/s : Mr. SC10

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 05-08-2016

The reason for non- grant of promotion to the petitioner emerges from the factual position stated in paragraph 5 of the counter affidavit. The issue is grant of B.A. trained scale to the petitioner.

There were 627 vacancies in the art category. Only promotions till 568 had been granted till date. Petitioner's position stands at serial 649. Obviously, he was miles away within the zone of consideration as the position stood when the counter affidavit was

filed on 4.8.2014. If the petitioner has not received the benefit of promotion in the meantime, he can agitate the matter before the concerned authority.

Writ is disposed of with the above direction.

(Ajay Kumar Tripathi, J)

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AFR/NAFR	NAFR
CAV DATE	
Uploading Date	05.08.2016
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