

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2346 of 2013

=====

1. Sanjay Kumar Sangam Son Of Sri Bhagwan Das Resident Of Village - Tarhar,
P.S. - Sanhaula, District - Bhagalpur

.... Petitioner/s

Versus

1. The State Of Bihar
2. District Teachers Employment Appellate Tribunal, Through Its Member,
Bhagalpur
3. Block Development Officer Sanhaula, District - Bhagalpur
4. Panchayat Secretary, Gram Panchayat Kamalpur Srichak, P.S. - Sanhaula,
District - Bhagalpur
5. Md. Mustafa Son Of Kasim Kazi Resident Of Village - Mangachak, P.S. -
Sanhaula, District - Bhagalpur At Present Working As Mukhia Of Gram Panchayat
Kamalpur Srichak, P.S. - Sanhaula, Distt. Bhagalpur
6. Rajendra Prasad Singh Son Of Not Known To Then Panchayat Secretary Gram
Panchayat Kamalpur Srichak At Present Working As Gram Panchayat Madhopur
P.S. Sanhaula, District - Bhagalpur
7. Bibi Roushan Ara Wife of Md. Sarfaraz Alam Resident of Village - Mungachak,
P.S. - Sanhaula, District - Bhagalpur
8. Md. Saukat Ali Ahmad Son Of Md. Sarif Ansari Resident Of Village - Milii
Dustani, P.S. - Dharaia, District - Banka, At Present Working As Teacher In
Primary School Srichak, P.S. - Sanhaula, Distt. Bhagalpur
9. Bipula Devi Wife Of Bindeshwari Prasad Das Resident Of Village -
Manharadekh, P.S. - Dhoraia, District - Banka, At Present Working As Teacher In
Primary School Azampur, P.S. Sanhaula, District - Bhagalpur
10. Asama Ara D/O Ramjan Ali, Ansari Resident Of Village - Bhurhi, P.S. -
Sanhaula, District - Bhagalpur, At Present Working As Teacher In Urdu Middle
School Manga Chak, P.S. - Sanhaula, District - Bhagalpur
11. Supria Kumari Wife Of Umesh Chandra Singh At Present Working As Teacher
In Urdu Primary School Bakhadda, P.S. - Sanhaula, District - Bhagalpur
12. Yogesh Kumar Son Of Parma Nand Harijan At Present Working As Teacher In
Primary School Udhamadih, P.S. Sanhaula, District - Bhagalpur
13. Md. Mustafa Ali Son Of Shekha Hamid At Present Working As Teacher In
Primary School Udhamadih, P.S. Sanhaula, District - Bhagalpur

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Shailendra Prasad

Mr Surinder Kumar

For the Respondent/s : Mr. R.N.Dubey, AAG 12

=====

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 04-04-2016



The Senior Superintendent of Police, Bhagalpur has filed an affidavit from which it is evident that after due investigation of Sanhaura PS Case No.14 of 2015, dated 23.3.2015, prima facie evidence and material has come that the selection or appointment made by the concerned Gram Panchayat is fraud with all kinds of illegalities and irregularities. A charge-sheet has now been filed against Mukhiya of the Gram Panchayat, Secretary of the Gram Panchayat and many of these candidates. If that be so, naturally the trial will ultimately decide the culpability of criminal kind against the accused persons.

In the controversial circumstances as above, no interference is warranted with Annexure-8 dated 9.10.2012 passed by the District Teachers Employment Appellate Authority. In a situation of the above kind, any appointment against the said post will be required to be initiated afresh as and when the respondent State authorities decide to fill up the post of the said Gram Panchayat.

Writ application stands disposed of now.

(Ajay Kumar Tripathi, J)

sk

U			
---	--	--	--