

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.13594 of 2016

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Nawal Kishore Prasad Son of Late Ramavatar Prasad resident of B-502 Officer's
Hostal, Police Station Kotwali, District Patna

.... Petitioner

Versus

1. The State of Bihar through the Secretary, Road Construction Department,
Vishwesharaiya Bhawan, Bailey Road, Patna
2. The principal Secretary, General Administration Department, Old Secretariat,
Patna
3. The Principal Secretary, Building Construction Department, Vishwesharaiya
Bhawan, Bailey Road, Patna
4. The principal Secretary, Finance Department, Old Secretariat, Police Station
Sachivalaya, District Patna
5. The Special Secretary, Road Construction Department, Vishwesharaiya Bhawan,
Bailey Road, Patna
6. The Joint Secretary, Road Construction Department, Vishwesharaiya Bhawan,
Bailey Road, Patna
7. The Engineer-in-Chief, Road Construction Department, Vishweshwaraiya
Bhawan, Bailey Road, Patna.
8. The Deputy Secretary, (Vigilance) Road Construction Department,
Vishwesharaiya Bhawan, Bailey Road, Patna
9. The Deputy Secretary, (Management Cell), Road Construction Department,
Vishwesharaiya Bhawan, Bailey Road, Patna
10. The Under Secretary, (Management Cell), Road Construction Department,
Vishwesharaiya Bhawan, Bailey Road, Patna
11. The Bihar Public Service Commission through its Secretary, having his Office
in 15 Bailey Road, Patna

.... Respondents

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Appearance :

For the Petitioner : Mr. Rupak Kumar, Advocate
For the Respondent State: Mrs. Ratna Kumari, A.C. to PAAG2
For the Respondent BPSC: Mr. Sanjay Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT

Date: 01-12-2016

Heard counsel for the petitioner and perused the original
file of C.W.J.C. No. 5667 of 2014, disposed of on 02.03.2016.

Keeping in mind that there was a prayer of the petitioner
to shift his date of promotion from 24.11.2004 to 28.04.2000, the



date his immediate juniors were promoted as Assistant Engineer, the order impugned contained in Annexure-1 dated 16.06.2016 stands quashed. Matter is remanded back for fresh consideration. The consideration must include the aspect of the main prayer of the petitioner in the previous writ application seeking promotion from the date the juniors were given the benefit.

Decision must be rendered within a period of three months.

(Ajay Kumar Tripathi, J)

Pawan/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	02.12.2016
Transmission Date	N/A

