

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.738 of 2011

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Anita Kumari daughter of Late Nandjee Paswan resident of Mohalla
Jawahar Tola Ara, P.S. Nawada Ara, Dist. Bhojpur.

.... Petitioner/s

Versus

1. The State Of Bihar Through Chief Secretary Bihar, Patna
2. The Chairman Bihar Public Service Commission Patna.
3. Secretary Bihar Public Service Commission, Patna.
4. Special Executive Officer Bihar Public Service Commission, Bihar Patna.
5. Sushma Bhalaria Toppo , W/o Late Nanjdjee Paswan village Milthuwani
P.S. Krishna Garh District Bhojpur at present Naurganj, P.O. Wazirganj
District Gaya

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Nath Sinha
For the Respondent/s : Sri Durga Narain Jha

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

7 13-01-2016 Heard Sri Rajendra Nath Sinha, learned counsel for the

petitioner, learned AC to GP No. 2 as well as Sri Durga Narain
Jha, learned counsel, who has appeared on behalf of the
respondent no. 2 to 4/ officials of the Bihar Public Service
Commission. Today again, none appeared on behalf of the
respondent no. 5. Yesterday also there was non appearance on her
behalf.

The petitioner, invoking writ jurisdiction of this court
under Article 226 of the Constitution of India, has prayed for
directing the respondents to appoint her on compassionate
ground.

It has been pleaded that father of the petitioner was an employee in the Bihar Public Service Commission and died in harness on 13.6.2005. Thereafter, application was filed for appointment. However, due to one reason or the other, till date it has not been finalized.

In this case a counter affidavit has been filed on behalf of the respondent no. 2 to 4 and a stand has been taken that despite the fact that petitioner was asked to produce succession certificate, till date it has not been produced and matter is under consideration. Such statement has been made in paragraph no. 18 of the counter affidavit.

In view of the facts and circumstances particularly stand taken in paragraph no. 18 of the counter affidavit, the court proposes to dispose of the writ petition with an expectation that respondent no. 2 to 4 may take appropriate decision in accordance with law without any unnecessary delay if the petitioner renders proper co-operation .

The writ petition stands disposed of.

(Rakesh Kumar, J)

Praful/-

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