

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Review No.46 of 2015

Arising out of

LPA No. 238 of 2012

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Kumari Anamika, w/o Sri Birendra Singh, resident of Village- Majlishpur, P.O.- Gokhula, P.S.- Bidupur, District- Vaishali at Hajipur.

.... Petitioner/s

Versus

1. The State of Bihar
2. The District Superintendent of Education, Vaishali at Hajipur
3. The B.D.O., Bidupur, P.O. & P.S.- Bidupur, District- Vaishali at Hajipur
4. The District Teacher Employment Authority Vaishali at Hajipur, P.O., P.S. & District- Vaishali at Hajipur
5. The Mukhiya Gram Panchayat Raj Majlishpur, P.O.- Gokhula, P.S.- Bidupur, District- Vaishali at Hajipur
6. The Panchayat Secretary, Gram Panchayat Raj Majlishpur, P.O.- Gokhula, P.S.- Bidupur, District- Vaishali at Hajipur
7. Smt. Sima Yadav, W/o Shri Nawal Kumar Singh, resident of village- Majlishpur, P.O.- Gokhula, P.S.- Bidupur, District- Vaishali.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar, Adv.

For the Respondent/s : Mr. Partha Sarthi, GA-11

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 23-11-2016

The present is the application for review of the order dated 13th March, 2014 passed by the Division Bench of this Court in LPA No. 238 of 2012 whereby, the letters patent appeal was dismissed affirming the order passed by the learned Single Bench dated 2nd January, 2012.

2. The learned Single Bench has given detailed and cogent reason as to why the order of the District Teachers

Employment Appellate Authority does not warrant any interference. It has been found that no proper procedure in terms of the rules had been followed in such recruitment. Opportunity for raising objections and information has not been given. The so called communication made by the Panchayat Secretary does not inspire confidence. The Appellate Authority passed an order finding loopholes in the mechanism leading to appointments of the Panchayat Teachers including that of the petitioner. Therefore, the learned Single Bench maintained the order of the Appellate Authority. Such order has not been interfered with in the Letters Patent Appeal.

3. We do not find any error apparent on the record which may warrant review of the order. In fact under the garb of review, learned Counsel for the petitioner wishes to reargue the entire matter.

4. The Review Application is, thus, dismissed.

(Hemant Gupta, ACJ)

(Ashwani Kumar Singh, J)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	----
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