

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Review No.397 of 2013

In
15 10020 of 2013

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1. Indra Narayan Chaudhary S/O Late Kalikant Chaudhary Resident Of
Village- Raje (Goth),P.S- Manigachchi, District- Darbhanga.

.... Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Department Of Health, Government Of Bihar,
Patna.
3. The Director- In- Chief, Department Of Health, Government Of Bihar,
Patna.
4. The Civil Surgeon, Madhubani.
5. The District Malaria Officer, Madhubani.
6. The Accountant General, Bihar, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar Jha
For the Respondent/s : Mr. Satish Chandra Jha
For the State : Mr. Rajeev Shekhar Ac to GP-24

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 28-03-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In the present case the limited grievance has been
raised that the court has not granted any relief with regard to
payment of salary for the period of 01.10.1986 to 30.11.1989 and
submits that it requires a review of the order dated 30.07.2013
passed in C.W.J.C. No. 10020 of 2013.

On perusal of the order under review, it appears that
the claim of the petitioner for payment of salary for the aforesaid

period has been rejected on ground of delay that can not be a subject matter of review, this court can only exercise the power of review with regard to cases which falls within four corners of order 47 rule 1 of the Civil Procedure Code as the every court has jurisdiction to decide the issue one way or other. It appears that the petitioner could not make out a case of apparent error on the case of record.

In such view of the matter, this court does not find any merit in the application. Accordingly, the same is rejected. The petitioner, if so advised, may challenge the order of writ court in letters patent appeal.

(Shivaji Pandey, J)

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