

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.2100 of 2016
Arising out of
Civil Writ Jurisdiction Case No. 16084 of 2016**

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Kumar Dhananjay, son of Late Kamaldeo Prasad, Resident of Mohalla- Nai Sarai
Narsaliganj, P.S.- Biharshariff, District- Nalanda

.... Appellant/s

Versus

1. The State of Bihar
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Secondary Education, Govt. of Bihar, Patna.
4. The District Magistrate, Nalanda.
5. The District Education Officer, Nalanda
6. The District Programme Officer (Establishment), Nalanda
7. Sarita Kumari, Prabhari Pradhanadhyapika High School Ranabigha, P.S.-
Deepnagar, District- Nalanda
8. The Deputy Development Commissioner-cum-Secretary, Zila Parishad,
Nalanda.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. N.K. Singh, Advocate

For the Respondent/s : Mr. Amarendra Kumar, A.C. to A.A.G.-5

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 09-01-2017

Heard learned counsel for the parties.

2. The challenge in the present Letters Patent Appeal is to an order passed by the learned Single Bench of this Court on 6th of October, 2016 in C.W.J.C. No. 16084 of 2016 whereby, the Deputy Development Commissioner, Nalanda was directed to take a final decision in respect of appointment of the appellant.

3. Admittedly, the appellant is facing criminal trial and, therefore, he was not offered appointment. Still, the learned Single



Bench has issued a direction to the respondents to take a final decision in respect of claim of the appellant.

4. In view of the facts on record, we do not find any error in the order passed by the learned Single Bench which may warrant interference in the present intra court appeal.

5. The Letters Patent Appeal is, thus, dismissed.

(Hemant Gupta, ACJ)

(Dinesh Kumar Singh, J)

P.K.P.

AFR/NAFR	N.A.F.R.
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