

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.17721 of 2016

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Ranjan Kumar Ranjan, Son of Late Banarsi Razak, resident of village - Naya Bazar,
Ward No. 2, P.S. Saharsa, District - Saharsa, At Present Revenue Staff, Circle
Office, Kahra, District – Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and
Land Reforms, Govt. of Bihar, Patna.
2. The Commissioner, Koshi Division, Saharsa.
3. The District Magistrate, Saharsa.
4. The Additional District Magistrate, Saharsa
5. Land Reforms Deputy Collector, Simri Bakhatiyarpur, Saharsa.
6. The Sub - Divisional Officer, Saharsa.
7. The Circle Officer, Circle Kahra, District – Saharsa.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Adv.

For the Respondent/s : Mr. Rishi Raj Sinha, SC-19

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL JUDGMENT

Date: 25-08-2017

Heard Mr. Pramod Mishra, learned counsel appearing on
behalf of the petitioner and Mr. Rishi Raj Sinha, learned Standing
Counsel No.19 for the State.

Although the petitioner has prayed for quashing of the
suspension order but when the matter is taken up Mr. Mishra, learned
counsel appearing for the petitioner fairly accepts that the enquiry is
complete and the report has been submitted to the District Magistrate,
Saharsa for proceeding further in accordance with the provisions of the
Bihar Government Servants (Classification, Control and Appeal) Rules,
2005 (hereinafter referred to as ‘the Disciplinary Rules’).

In the circumstances so admitted by Mr. Mishra, learned



counsel appearing for the petitioner, for the moment I am of the opinion that this writ petition can be disposed of with a direction to the District Magistrate, Saharsa as the Disciplinary Authority of the petitioner to take expeditious steps for the conclusion of the disciplinary proceedings and since the enquiry report, according to Mr. Mishra, has been submitted on 8.8.2017 the District Magistrate, Saharsa would be well obliged to proceed further in the matter in accordance with the provisions of rule 18 of ‘the Disciplinary Rules’ so as to dispose of the matter expeditiously and preferably within a period of three months from the date of receipt/production of a copy of this judgment.

In case the District Magistrate, Saharsa is not able to dispose of the disciplinary proceeding within the period stipulated above for the reasons not attributable to the petitioner he should consider the prayer of the petitioner for revocation of suspension and dispose of the same by passing appropriate orders in accordance with law within a period of four weeks thereafter.

The writ petition is disposed of accordingly.

(Jyoti Saran, J)

SKPathak/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.08.2017
Transmission Date	NA

