

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1241 of 2016

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1. Awdhesh Kumar, son of Sri Ram Chandra Thakur, resident of Mohalla- Raniganj, P.S.- Tekari, District- Gaya.
 2. Ranjit Kumar, son of Sri Brajnandan Chaudhary, resident of Village- Rewara, P.S.- Belaganj, District- Gaya.
 3. Manohar Kumar, son of Sri Rambhaju Prasad, resident of Village- Pachrukha, P.S.-Khijarsarai, District- Gaya.
 4. Kamleshwar Prasad, son of Sri Bansi Ram, resident of Village- Pharpur, P.S.- Aamas, District- Gaya.

.... Appellant/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of General Administration, Government of Bihar, Patna.
2. The Mission Director, Bihar Administration Reforms Project Society, Department of General Administration, Government of Bihar, Patna.
3. The District Magistrate, Gaya.
4. The Project Director Atma Gaya, District- Gaya.
5. The Block Agriculture Officer, Bodh Gaya, District- Gaya.
6. The Deputy Development Officer, Gaya.
7. The Additional Collector (Special), Gaya.
8. The District Establishment Deputy Collector, Gaya.
9. The District Information (Science) Officer, National Informatics Center, Gaya.
10. The District I.T. Manager, Gaya, P.S. Civil Lines, Gaya.
11. Ranjan Kumar Son of Rajesh Bishwakarma, resident of Village- Gewal Bigha, P.S.- Civil Line, District- Gaya.
12. Krishna Kumar Son of Shilaram Mistri, resident of Village- Masalipur, P.S.- Muffasil, District- Gaya.
13. Ram Chandra Das, Son of Nagina Das, resident of Village- Balihandi Tola, P.S.- Muffasil, District- Gaya.
14. Sumit Kumar Gupta Son of Late Dwarika Prasad Gupta, resident of Village- Rikali Ganj, P.S.- Tekari, District- Gaya.
15. Sandhya Kumari Daughter of Shiv Kumar Prasad, resident of Village- Moehari



Ram, P.S.-Bodh Gaya, District- Gaya.

16. Sandeep Kumar Son of Ram Charan Chaudhary, resident of Village- Kujapi, P.S.- Chandauli, District- Gaya.

17. Sujeet Kumar Singh @ Sujeet Kr. Son of Murari Goswami, resident of Village- Belhadia, P.S.- Tekari, District- Gaya.

18. Sham Kumar Son of Sitaram Bind, resident of Village- Jaynandan Bigha, P.S.- Tekari, District- Gaya.

19. Santosh Kumar Son of Subedar Paswan, resident of Village- Kaldaspur, P.S.- Chandauli, District- Gaya.

.... Respondent/s

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Appearance :

For the Appellant/s :

For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 16-08-2017

Delay of 20 days in filing of this appeal is condoned.

I.A. No. 5849 of 2016 stands allowed and disposed of.

Seeking exception to an order dated 30th of March, 2016 passed by the learned Writ Court in C.W.J.C. No. 13569 of 2015, this appeal has been filed by the appellant under Clause 10 of the Letters Patent.

In the matter of appointment on the post of Executive Assistant on contract basis based on a selection process conducted by the Collectorate, Gaya the learned Writ Court refused to interfere into the matter of fixing the minimum bench mark of 33 per cent primarily



on account of the fact that there is no error in fixing the bench-mark and also after considering the fact that the appointment was on contract basis for a temporary period.

Having considered the contentions advanced, we see no reason to make any interference into the matter.

The Letters Patent Appeal is dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

P.K.P.

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	19.08.2017
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