

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.18431 of 2016

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Anshu Priya, Daughter of Vansidhar Singh, Resident of Village- Madhavpur
Karari, P.S.- Parbatta, District- Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Social Welfare, Government of Bihar, Patna.
2. The Principal Secretary, Department of Social Welfare, Government of Bihar, Patna.
3. The District Magistrate, Khagaria.
4. The District Programme Officer, Khagaria.
5. The Child Development Project Officer, Parbatta, Khagaria.
6. The Mukhiya, Gram Panchayat Raj Madhavpur, Parbatta, District- Khagaria.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Amish Kumar, Advocate

For the Respondent/s : Mr. Asit Kumar Jha, AC to GP-2

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL JUDGMENT

Date: 20-06-2017

The grievance of the petitioner is that although Gram Panchayat Raj, Madhavpur falls in Ward No.6 but in the advertisement published for appointment of Anganbari Sevika/Sahayika by the District Magistrate, Khagaria Gram Panchayat, Madhavpur has been shown as falling under Ward no.4 and which disqualifies the petitioner for making application for appointment to the post of Anganbari Sevika, Centre No.3, Rayji Tola, Gram Panchayat Raj, Madhavpur in the district of Khagaria.

According to Mr. Amish Kumar, learned counsel appearing for the petitioner, the earlier appointments were made in reference to centre no.3 situated in Ward No.6 but the Advertisement present at Annexure-5, for no apparent reason, allocates the centre to Ward no.4 and which has prejudiced the petitioner from applying for such appointment. It is the case of the petitioner that the Anganbari Centre No.3 falls under Ward



No.6 but has been incorrectly shown under Ward no.4.

Although Mr. Amish Kumar, learned counsel appearing for the petitioner has invited the attention of this Court to a representation placed at Annexure-6 which is addressed to the Secretary, Social Welfare Department, Government of Bihar, Patna but in the circumstances where the advertisement in question is issued by the District Magistrate, Khagaria, the appropriate authority in the present case to consider the grievance of the petitioner would be the District Magistrate, Khagaria and accordingly the writ petition is disposed of with a liberty to the petitioner to file a representation before the District Magistrate, Khagaria raising her grievance and which shall be considered and disposed of by the District Magistrate, Khagaria in accordance with law within a period of three months from the date of receipt/production of a copy of this judgment.

Needless to add that the District Magistrate, Khagaria while disposing of the representation of the petitioner would bear in mind the selection process already initiated in the matter.

The writ petition is disposed of accordingly.

(Jyoti Saran, J)

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AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	29-06-2017
Transmission Date	NA

