

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14651 of 2010

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Vidyawati Sinha W/O Sri Dilip Singh R/O Chhatra Sangh Lane, Mithapur
B Area, P.S. Jakkanpur, Distt.- Patna, presently posted as a Child
Development Project Officer at Agiyaon (Bhojpur), Ara.

.... Petitioner

Versus

1. The State of Bihar
2. The Secretary Department of Social Welfare, Government of Bihar,
Patna
3. The Director, Integrated Child Development Scheme, Director of
I.C.D.S., under Department of Social Welfare, Government of Bihar, Patna
4. The Commissioner, Magadh Division, Gaya
5. The District Magistrate, Aurangabad
6. Additional Collector, Aurangabad
7. Deputy Secretary, Social Welfare Department, Government of Bihar,
Patna
8. Deputy Development Commissioner, Aurangabad
9. The District Programme Officer, Aurangabad

.... Respondents

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Appearance :

For the Petitioner/s : Mr. S.K.Bhartee
For the Respondent/s : AC to GA - 12

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 04-05-2017 At the very outset, learned A.C. to Govt. Advocate –
12 has raised preliminary objection on the point of maintainability
of the writ petition. He submits that the order, which has been
assailed in the present writ petition, is appealable under the
provisions of the Bihar Government Servants (Classification,
Control and Appeal) Rules, 2005 and without exhausting statutory
remedy, the petitioner has directly approached this Court.

After noticing the preliminary objection, learned
counsel for the petitioner requests for disposal of the present writ



petition so that petitioner may avail statutory remedy.

The prayer is allowed.

The writ petition stands disposed of with liberty to the petitioner to avail remedy of appeal.

It goes without saying that if appeal is filed within a period of six weeks from today, the appellate authority may consider and decide the appeal preferably within a period of one month from the date of filing of appeal. In case of rejection, the Court expects that the appellate authority may assign reason succinctly.

(Rakesh Kumar, J.)

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