

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1418 of 2014
Arising out of
Civil Writ Jurisdiction Case No. 9937 of 2013**

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Tengnu Rai, son of Late Chandra Mohan Rai, resident of village - Chandhar, P.S.
Baliala Belon, District - Katihar

.... Appellant/s

Versus

1. The State of Bihar through its Principal Secretary Department of Home, (Police), Government of Bihar, Patna
2. The Director General of Police, Government of Bihar, Patna
3. The Collector of Katihar, Distt. - Katihar
4. The Superintendent of Police of Katihar, Distt. - Katihar
5. The Sub - Divisional Officer of Barsoi, Sub - Division, Distt. - Katihar
6. The Sub - Divisional Police Officer of Barsoi, Sub - Division, Distt. - Katihar
7. The Circle Officer, Kadwa Circle, Distt. - Katihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Suresh Prasad Sah @ Baranwal, Advocate

For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 27-04-2017

Appellant was working as a Chaukidar and on the basis of the entry made in the service record showing his date of birth as 1953 he has been retired.

2. Claiming his date of birth to be 1963 based on some entry made in the Provident Fund Form and a medical certificate issued to him much after his entry in service, the writ petition was filed and the learned Writ Court found that once the entry made in the Service Book shows his date of birth to be 22.06.1953 which bears his



signature and that of the competent authority, there is no overwriting or manipulation in the Service Book, weightage has been given to the Service Book and the petition dismissed by holding that now the change of date of birth cannot be permitted.

3. In doing so, the learned Writ Court has not committed any error warranting reconsideration.

4. The Letters Patent Appeal is dismissed.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

P.K.P.

AFR/NAFR	N.A.F.R.
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