

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.697 of 2014
IN
Civil Writ Jurisdiction Case No. 6537 of 2010**

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Jawahar Jha, son of Late Rameshwar Jha, resident of village - Khajuri Matihani,
P.S. - Simri Bakhtiyarpur, District - Saharsa.

.... Petitioner-Appellant/s

Versus

1. The State of Bihar.
2. The Director, Health Services, New Secretariat, Bihar, Patna.
3. The Principal, Health and Family Welfare Training Centre, Muzaffarpur.
4. The Principal, Regional Health and Family Welfare Centre, Muzaffarpur.
5. The Regional Deputy Director, Health Services, Koshi Pramandal, Saharsa.
6. The Civil Surgeon, Saharsa.
7. The District Accounts Officer, Saharsa.
8. The In charge Medical Officer, Primary Health Centre, Nauhatta.

.... Respondents-Respondent/s

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Appearance :

For the Appellant/s : Mr. Pramod Mishra, Advocate
For the Respondent/s : Mr. Anil Kumar Singh, G.P.26

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 27-07-2017

Petitioner wanted the pay scale which was granted to the Lab Assistant and Lab Technician after merger of the post. However, the same has been denied to the petitioner on account of the fact that the petitioner was neither Lab Assistant nor Lab Technician, he was only Lab Attendant and, therefore, benefit could not be granted to him. On query made, we are informed that the petitioner was only a matriculate, therefore; apparently he does not fulfill the qualification for being appointed as Lab Assistant or Lab Technician.



In view of the aforesaid, we find no error in the order passed by the learned Writ Court refusing to grant higher pay scale to the petitioner. The appeal stands dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Sunil/-

AFR/NAFR	NAFR
CAV DATE	NA
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