

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.991 of 2014
IN
Civil Writ Jurisdiction Case No. 3782 of 2013**

=====

Sunil Kumar S/o Late Kedar Thakur resident of village - Dubha, P.S. Sakra, District
- Muzaffarpur

.... Appellant

Versus

1. The State of Bihar through the Secretary, Human Resources Development Department, Govt. of Bihar, Patna
2. The Director, Primary Education, Bihar, Patna
3. The Deputy Director, Primary Education, Bihar, Patna
4. The District Magistrate cum Chairman District Compassionate Appointment Committee, Muzaffarpur, District - Muzaffarpur
5. The District Education officer, At / PO / PS - Muzaffarpur

.... Respondents

=====

Appearance :

For the Appellant : Mr. Yugal Kishore, Senior Advocate
Mr. Diwakar Prasad Karn, Advocate

For the Respondent/s : Mr.

=====

**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL**

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 06-04-2017

Heard learned senior counsel for the appellant and
counsel for the State.

The learned single Judge was correct in his opinion that
there cannot be compassion within compassion. When the appellant
has accepted his appointment on Class IV post way back on
01.07.2006 on the death of his father on 13.04.1998, he cannot be
given further indulgence by giving a direction for his reappointment
on a Class III post after 11 years of working under the respondent
State authorities.



Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Pawan/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	06.04.2017
Transmission Date	N/A

