

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.961 of 2014

IN

Civil Writ Jurisdiction Case No. 14611 of 2013

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Rama Nand Ram, son of Dukhan Ram, resident of village- Leva Bandh, P.S.-
Karamchat, District- Kaimur (Bhabua)

.... Appellant/s

Versus

1. The State of Bihar through Principal Secretary, Human Resources Department,
Primary Education, Govt. of Bihar, Patna
2. Director, Primary Education, Govt. of Bihar, Patna
3. District Teacher Employment Appellate Tribunal, Kaimur at Bhabua
4. District Education Officer, Kaimur at Bhabua
5. District Superintendent of Education, Kaimur at Bhabua
6. Block Education Extension Officer, Rampur, Kaimur.
7. The Panchayat Secretary, Gram Panchayat Raj, Amaon, Block Rampur,
District- Kaimur (Bhabua)
8. The Mukhiya, Gram Panchayat Raj, Amaon, Block Rampur, District- Kaimur
(Bhabua)
9. Ashok Kumar, son of Marchayee Ram, resident of village + P.O. Amaon, P.S.-
Karamchat, District- Kaimur at Bhabua
10. Munna Paswan, son of Chhatu Paswan, resident of village + P.O. Amaon, P.S.-
Karamchat, District- Kaimur at Bhabua

.... Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Rajesh Kumar
		Mr. Vinod Kumar Seth
For the Respondent-9	:	Mr. Ram Naresh Sharma
For the Respondent-10:		Mr. Jitendra Kumar Pandey
For the State :		Mr. Mrigendra Kumar, AC to GA-4

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 04-04-2017

Heard learned counsel for the appellant, learned
counsel for the private-respondent nos. 9 and 10 as well as the
State.

With concurrent finding of facts, both by the District
Teachers Employment Appellate Tribunal as well as the Learned



Single Judge with regard to the status and position of the present appellant, who is less meritorious than all the candidates, who were appointed, the Learned Single Judge did no illegality by not interfering with the order of the District Teachers Employment Appellate Tribunal and ensuring that the non-deserving person managed to get appointed as a Panchayat Teacher, who has been ousted for extraneous reason.

Counsel for private-respondent no. 10 has got evidence on record to show that this appellant has multiple mark-sheets with regard to standard 10 and 12, both for the same year as well as with the same enrollment number. That by itself also shows that even his educational qualification, based on which he is trying to claim benefit, is not beyond controversy.

However, nothing is required to be said about that aspect of the matter. Order of the Learned Single Judge has held the findings of fact by the Tribunal in order and so refused to interfere rightly.

Appeal is dismissed, accordingly.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

SKM/-

AFR/NAFR	N.A.F.R.
CAV DATE	
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