

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.456 of 2017
IN
Civil Writ Jurisdiction Case No. 15868 of 2009**

- =====
1. Nitu Kumari, daughter of Sri Shiv Kumar Singh, resident of Village- Maheba, P.O.- Chariyari, P.S.- Makhdumpur, District- Jehanabad.
 2. Shashi Bhushan Kumar, son of Sri Ram Sevak Singh, Resident of Village- Kakhaura, P.O.- Pandaul, P.S.- Sakurabad, District- Jehanabad.

.... Appellants

Versus

1. The State of Bihar.
2. The Collector, Jehanabad.
3. The District Development Commissioner, Jehanabad.
4. The District Superintendent of Education, Jehanabad.
5. The Block Development Officer, Makhdumpur, P.S.- Makhdumpur, District- Jehanabad.
6. The Block Education Extension Officer, Block Office- Makhdumpur, District- Jehanabad.
7. The Mukhiya, Sumera Gram Panchayat, Sumera, P.S.- Makhdumpur, P.O.- Birra, District- Jehanabad.
8. The Panchayat Secretary, Sumera Gram Panchayat, P.O.- Birra, P.S.- Makhdumpur, District- Jehanabad.
9. The District Teacher Employment Appellate Tribunal, Jehanabad.
10. Sabita Kumari, wife of Dhananjay Kumar Mridul, Resident of Village- Ghanshyam Bigha, P.O.- Birra, P.S.- Makhdumpur, District- Jehanabad.

.... Respondents

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Appearance :

For the Appellant/s : Mr. Raj Ballabh Singh, Advocate.

For the Respondent/s : Mr. ASHUTOSH RANJAN PANDEY-AAG15

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 19-04-2017

Considering the fact that the writ court, while allowing the petition of respondent no. 10 Sabita Kumari has only directed for appointing her, as she was a more meritorious candidate in comparison to all other concerned. No error has been committed by



the learned writ court, warranting re-consideration. The more meritorious candidate is entitled for appointment and respondent no.10 Sabita Kumari, being the most eligible and meritorious candidate, the learned writ court has directed her for re-appointment.

We find no error in the same, warranting re-consideration.
The appeal is therefore, dismissed.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

Amit/-

AFR/NAFR	NAFR
CAV DATE	NA
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