

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.564 of 2016
IN
Civil Writ Jurisdiction Case No. 15188 of 2007**

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Rajni Devi

.... Appellant/s

Versus

The State of Bihar & Ors

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Arun Kumar Jha, Advocate

For the Respondent/s : Mr. Anil Kumar Sinha, G.A.9

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 24-07-2017

Re.: Interlocutory Application No.2535 of 2016

The delay of 200 days in filing of this Appeal is
condoned.

Interlocutory Application stands allowed and disposed
of.

Re.: Letters Patent Appeal No.564 of 2016

In the matter of permitting the petitioner to continue as
Lady Ward Attendant till the regular appointment was made,
learned Writ Court has found that the petitioner's services came to
an end as a contract employee on the daily wages on 01.12.2004
and she invoked the writ jurisdiction only in the month of
November, 2007, the learned Writ Court refused to grant her



benefit on account of the fact that she has been discontinued more than three years back and her case cannot be compared with that of the petitioner of CWJC No.2217 of 2008 who approached the Court immediately after discontinuation of the contract appointment.

Keeping in view the reasons that weighed with the learned Writ Court for refusing to grant benefit to the petitioner as is detailed in the order passed, we find no error in it warranting re-consideration. The appeal is, therefore, dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Sunil/-

AFR/NAFR	NAFR
CAV DATE	NA
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