

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.204 of 2015

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1. Baiju Kamat S/o Late Bholi Kamat, Resident of Village- Dhashara, P.O.-
Ganpat Ganj, P.S.- Raghobpur, District- Supaul

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Deptt. of Irrigation,
Govt. of Bihar, Patna
2. The Principal Secretary, Deptt. of Irrigation, Govt. of Bihar, Patna
3. The Superintending Engineer, Irrigation Pramandal, Koshi Project,
Saharsa
4. The Executive Engineer, Irrigation Pramandal, Koshi Project, Saharsa

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Madhav Jha

For the Respondent/s : Mr. AC to AAG-15

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 19-01-2017 Heard Sri Madhav Jha, learned counsel for the
petitioner and learned AC to AAG-15.

The petitioner claiming to be the son of second wife
of a deceased employee, has approached this Court, invoking its
writ jurisdiction under Article-226 of the Constitution of India,
with a prayer to quash an order dated 10.09.2014, contained in
Memo No.1150 issued by the Executive Engineer, Irrigation
Pramandal, Saharsa. By the said communication, the application
filed by the petitioner for being appointed on compassionate
ground has been rejected. The order impugned categorically
indicates that the employee died in the year 1990 and the
impugned order was passed rejecting the application of the



petitioner for appointment on compassionate ground purely on the ground of delay.

Learned counsel for the petitioner tried to persuade the Court that it is not fault on the part of the petitioner and the petitioner was approaching the authority concerned.

However, the Court is of the opinion that the writ petition deserves to be rejected outrightly only on the ground that the compassionate appointment was being sought for in the year 2014, whereas death of employee had occurred about 24 years back i.e. in the year 1990.

Accordingly, the writ petition stands dismissed.

(Rakesh Kumar, J)

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