

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1232 of 2014

IN

Civil Writ Jurisdiction Case No. 12060 of 2007

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Awadhesh Kumar Singh S/O Shree Jagnath Singh R/O Village- Jitwarpur, Jogiya
Tola, P.O.- Pipra, Via- Govindganj, P.S.- Govindganj, District- East Champaran

.... Appellant

Versus

1. The State of Bihar
2. I.G., Registration of Registration Department, New Secretariate, Patna
3. Sub-Registrar of Registration, New Secretariat, Patna
4. District Sub-Registrar of Registration at Motihari, East Champaran
5. Sub-Registrar of Registration of Chakia, East Champaran, Motihari

.... Respondents

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Appearance :

For the Appellant/s : Mr. Sunil Kumar No.III

For the Respondent/s : Mr. AJAY BIHARI SINHA

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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: 20-04-2017

Heard counsel for the appellant and counsel for the
State.

Petitioner was hired as an extra hand as Extra Clerk in
the Registration Department at Motihari in the district of East
Champaran. For the work, which was done by him, he got his
remuneration. Such engagement of hands in Registry Office at the
relevant time was common because those were the
pre-computerization era where deeds had to be transcribed and
copies prepared. Nature of the engagement being such, the appellant
never acquired the status of the Government servant nor was he



appointed by the Government.

To make things worse whatever little earning he had, he did the vanishing act in the year 1996 for full four years. His absence was his choice, the Government could not intervene and give him a higher status or reward him for his absence by placing him on any higher pedestal than what he was.

Even otherwise, the story relates to the last century. The look of the Registration Department and the work has undergone a change. Most of such people have become redundant. No hands are required for transcribing any document as technology has taken over.

Appeal is dismissed being devoid of merit.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Pawan/-

AFR/NAFR	NAFR
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