

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.498 of 2017

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1. Mamta Kumari W/o Mintu Paswan Resident of Village- Dihuri, P.O. -
Madhopur, P.S.- Tekari, Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Director, ICDS, Deptt of Social Welfare, Govt. of Bihar, Patna.
3. The Divisional Commissioner, Magadh Division, Gaya.
4. The District Magistrate, Gaya.
5. The District Programme Officer, Gaya.
6. The Child Development Project Officer, Tekari Gaya.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv.

For the Respondent/s : Smt. Kumari Amrita, GP3

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL JUDGMENT

Date: 15-02-2017

Heard Mr. Sanjay Kumar No.1 learned counsel for the
petitioner and Ms. Kumari Amrita, G.P.3 for the State.

Although the petitioner is aggrieved by the termination order
bearing Memo No.1781 dated 6.12.2016 issued under the signature of
the District Programme Officer, Gaya impugned at Annexure-9 but
taking note of the fact that while the appointment order dated
11.11.2014 enclosed at Annexure-3 was conditional in nature and
subject to the outcome of the contest initiated by the removed
Anganbari Sevika namely Rajkumari Devi, the moment the removal
of Rajkumari Devi was set aside by this Court in C.W.J.C.No.6044 of
2012 and which order has been affirmed by the Division Bench in



L.P.A.No.611 of 2013 preferred by the State which was dismissed by the Division Bench, the Anganbari Sevika stood reinstated on her post and the appointment of the petitioner which was made in the meanwhile on the vacancy so caused, has to make way for Rajkumari Devi.

In the circumstances, no infirmity can be found in the order of removal put to question by the petitioner, which is only consequential to the reinstatement of the ousted Anganbari Sevika.

The writ petition is disposed of accordingly.

(Jyoti Saran, J)

Bibhash/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	17.02.2017
Transmission Date	NA

