

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.13666 of 2008**

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Mina Devi, wife of Shyam Lal Singh Chandravanshi, resident of village-  
Kurari, P.O. Dhavpokhar, P.S. Karamchat, District- Kaimur ( Bhabua)

.... .... Petitioner

Versus

1. The State of Bihar through the Secretary, Social Welfare Department,  
Bihar at Patna
2. The Director, Integrated Child Development Scheme , Bihar, Patna
3. The District Magistrate, Kaimur at Bhabua
4. The District Welfare Officer, Kaimur at Bhabua
5. The Child Development Project Officer, Rampur, District-Kaimur
6. The Block Development Officer, Rampur Block, District-Kaimur
7. Jamila Khatoon, Mukhiya , Gram Panchayat-Kurari, P.O. Dharpokhar,  
P.S. Karamchat, District-Kaimur
8. Radheshyam Singh, Panchayat Secretary, Gram Panchayat-Kurari, P.S.  
Dhavpokhar, P.S. Karamchat, District- Kaimur
9. Shahjahan @ Shahjahan Khatoon, wife of Salahuddin, resident of  
village- Kurari, P.O. Dhavpokhar, P.S. Karamchat, District-Kaimur

.... .... Respondents

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**Appearance :**

For the Petitioner/s : Mr. Rajesh Kumar Pathak

For the Respondent/s : Mr. GP-27

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**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

9      17-05-2017                      Heard learned counsel for the petitioner and Sri  
Prabhakar Jha, learned Govt. Pleader no.27.

The petitioner has approached this Court, invoking  
its writ jurisdiction under Article-226 of the Constitution of India,  
with a prayer to quash entire selection process of Anganbari  
Sevika in respect of Anganbari Centre –Kurari under Rampur  
Block, District-Kaimur. The petitioner has also prayed for  
quashing of order of the District Magistrate, Kaimur.

The dispute relates to selection of Anganbari



Sevika, which was initiated as per advertisement published in the year 2007. Though the petitioner is aggrieved with the order of the District Magistrate, as per provisions contained under the guideline for selection of Anganbari Sevika, 2006, there was provision of appeal, but instead of filing appeal, the petitioner has directly approached this Court.

Since alternative remedy is already available to the petitioner, in all fairness, without going into merit of the case, it would be necessary to dispose of the writ petition granting liberty to the petitioner to avail remedy of appeal.

The writ petition stands disposed of.

It goes without saying that the period consumed in pursuing the present writ petition i.e. from 08.09.2008 till date, shall be excluded while considering the limitation matter. The Court expects that if within eight weeks from today, the petitioner approaches the appellate authority, the appellate authority without being prejudiced with this order may examine the same and pass appropriate order in accordance with law preferably within a period of three months from the date of filing of such appeal.

**(Rakesh Kumar, J)**

NKS/-

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