

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12974 of 2018

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Gulam Rabbani, S/O Late Gulam Mohammad, R/V-Suryaganj, P.O.+P.S.
Gamharia, District-Madhepura.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Government of Bihar, Patna.
2. The Principal Secretary, Education Department, Government of Bihar, Patna.
3. The Director, Secondary Education, Government of Bihar, Patna.
4. The Director, Primary Education, Government of Bihar, Patna.
5. The District Magistrate, District-Supaul.
6. The Regional Deputy Director Education, Koshi Division, Saharsa.
7. The District Education Officer, Supaul.
8. The District Programme Officer (Establishment), Supaul.
9. The Block Education Officer, Supaul.

.... Respondents

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Appearance :

For the Petitioner : Mr. Anjani Kumar Sharan, Advocate.

For the Respondents : Mr. Madanjeet Kumar, G.P. 20.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-08-2018 Heard learned counsel for the petitioner and learned
counsel for the respondents.

The following reliefs have been sought for by the
petitioner in the present writ application.

“1. That the present writ application is being filed for a direction upon the concerned respondents to consider the case of the petitioner for compassionate appointment in view of the fact that the father of the petitioner died in harness on 18.06.2015, while working as Assistant Teacher in Urdu subject in the Government School, namely, Middle School, Mobuaa, Supaul, on any post which may include Assistant Teacher in Urdu Subject or in Class-III or Class-IV



post.

The concerned respondents, for the reason best known to them, is not placing the case of the petitioner for consideration of appointment under compassionate ground, before the District Compassionate Committee, Supaul. Instead, the concerned respondents are seeking one direction or the other from the higher authorities as to whether the petitioner can be appointed on the post of Primary Teacher. And despite receiving the instruction from the higher authorities that there is no ban in appointment of teacher in Urdu subject, no steps are being taken by the authorities concerned”

It has been submitted by learned counsel for the petitioner that the case of the petitioner is squarely covered by the order passed by another Co-ordinate Bench of this Court in C.W.J.C. No. 18478 of 2016 dated 06.02.2018.

The respondent no. 8, the District Programme Officer (Establishment), Supaul, is directed to examine the case of the petitioner in light of the order passed in C.W.J.C. No. 18478 of 2016 dated 06.02.2018 and pass an appropriate order in accordance with law within a period of three months from the date of receipt/production of copy of this order.

With the aforesaid observations and directions, the present writ application stands disposed of.

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(Sudhir Singh, J)

