

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2779 of 2016

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Sanju Kumari, W/O- Anil Kumar, Resident of Village- Mozaffara, P.O.- Bardih,
P.S.- Islampur, Dist.- Nalanda (Biharshariff) Petitioner/s
Versus

1. The State of Bihar
 2. The Principal Secretary, Education Department, Govt. of Bihar, Patna
 3. The Director, Madhyamik Shiksha Government of Bihar, Patna
 4. The Director, Primary Education, Government of Bihar, Patna
 5. The School Inspectress-cum-Deputy Director, Madhyamik Shiksha Government of Bihar, Patna
 6. The Regional Deputy Director of Education, Patna Pramandal, Patna
 7. The Distinct Education Officer, Nalanda
 8. The District Programme Officer (Establishment) Nalanda Respondent/s
- =====

Appearance :

For the Petitioner/s : Mr. Rama Kant Singh, Advocate
For the Respondent/s : Mr. S. Prasad, AC to SC-7

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

Date: 13-03-2018

Heard learned counsel for the petitioner and State.

The grievance of the petitioner in the writ application is non-consideration of her case for grant of promotion from L.E.S. to S.E.S. and consequential benefits.

Learned counsel for the petitioner submits that the respondents are required to consider the case of the petitioner for grant of promotion in accordance with the rule regulating such promotion and the dilly dally in the matter of decision is adversely affecting the interest of the petitioner.

In various paragraph of the writ application there is reference that the petitioner and others have filed representations, which is pending before the respondents.



Promotions are regulated by definite set of norms or rules and respondents are required to consider the case for grant of promotion in accordance with the rules applicable or norms prevalent for grant of promotion.

Considering the grievance of the petitioner that the respondents are indecisive in the matter of finalization of the select list for promotion, the writ application is disposed of with a direction to the Director. Secondary Education, Government of Bihar (respondent no.3) to examine the case of the petitioner and pass appropriate order considering the seniority position of the petitioner for promotion to the post of S.E.S. The entire exercise in this regard must be completed within a maximum period of 4 months from the date of receipt/production of a copy of this order.

It is needless to state here that the respondents may examine the claim of the petitioner and if the petitioner is found entitled for promotion, the consequential monetary benefits must reach the petitioner within a further period of two months.

(Anil Kumar Upadhyay, J)

Uday/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	20.03.2018
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