

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22350 of 2014

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Ram Pyare Prasad S/o Late Gauri Ram resident of Mohalla - B - Area,
Mithapur, P.O. & P.S. Jakkanpur, District - Patna

... .. Petitioner/s

Versus

1. Patna Municipal Corporation through its Municipal Commissioner, Budh Marg, Patna
2. The Municipal Commissioner, Patna Municipal Corporation, Budh Marg, Patna
3. The Additional Municipal Commissioner, Patna Municipal Corporation, Budh Marg, Patna
4. The Controller of Finance, Patna Municipal Corporation, Budh Marg, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Singh
For the Respondent/s : Mr. Hargovind Singh Himkar

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

Date : 26-02-2018

Heard learned counsel for the petitioner and learned counsel
for the respondent-Patna Municipal Corporation.

Petitioner is aggrieved by the order dated 03.05.2014 passed
by Municipal Commissioner, Patna Municipal Corporation by
which petitioner has been imposed punishment of withholding of
three increments as well as warning in a departmental proceeding.

It is informed by the counsel for the Patna Municipal
Corporation that the order is appealable and the statutory appeal
lies before the Principal Secretary, Urban Development
Department, Government of Bihar. It has further been contended
that petitioner without exhausting statutory alternative remedy has
approached this court.



The writ petition is disposed of with liberty to the petitioner to exhaust the statutory alternative remedy of appeal and the Appellate Authority shall condone the delay in filing the appeal, as the matter remained pending in the High Court, and will decide the appeal on merit within three months from the date of filing of the appeal by the petitioner.

With said observation and direction, the writ petition is disposed of.

(S. Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	06.03.2018
Transmission Date	N.A.

