

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.198 of 2015

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Bibi Nilofar Praveen W/o Md. Nurail Alam @ Md. Nurain Alam, Resident of
Village Jhamta Ward No. 10, P.S. Tarabari, District Araria

.... Petitioner/s

Versus

1. The State of Bihar through the Director, The Child Development Scheme
Government of Bihar, Patna
2. The District Magistrate, Araria
3. The District Programme Officer, Araria
4. The Child Development Project Officer, Araria
5. Bibi Nahida Begam W/o Md. Tahjib D/o Late Ayub Resident of Village Jhamta
Ward No. 10, P.S. & District Araria

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh, Advocate
For respondent no. : Mr. Pankaj Kumar Jha, Advocate
For the State : Mr. Gyan Prakash Ojha, GA 7
Mr. Gopal Krishna, AC to GA 7

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date: 30-01-2018

Heard counsel for the petitioner, the State and the
respondent no. 5

2. The petitioner has filed the instant writ petition for setting
aside the selection of the respondent no. 5 as Angan Bari Sevika for
Angan Bari Centre Hasib Tola bearing Centre Code N. 92 under
Gram Panchayat Raj, Jhamata, District Araria.

3. From the averments made in the writ petition, it is
apparent that the petitioner has availed the alternative remedy by her
application dated 27.11.2014 which is Annexure 4 of the writ petition



and that the same is still pending. There is no occasion for this Court to exercise the jurisdiction on the claim of the petitioner.

4. However, the parties are in agreement that the issue may be finally decided by the District Magistrate, Araria, respondent no. 2.

5. In view of the aforesaid stand taken by the parties, the writ petition is disposed off. The District Magistrate respondent no. 2 shall pass a reasoned and speaking order in accordance with law on the pending application dated 24.11.2014 of the petitioner after noticing the respondent no. 5 and after hearing the parties concerned. The same may be done within eight weeks from the date of receipt/production of a copy of this order.

(Madhuresh Prasad, J)

Prakash/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

