

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6257 of 2015

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Binita Singh, Wife of: Sri Randhir Singh, Resident of Village: Baherwa at
Gonha, P.S. Triveniganj, P.O. Gonha, District: Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director Primary Education, Education Department, Govt. of Bihar,
Patna.
4. The District Education Officer, Supaul.
5. The Block Education Officer, Triveniganj, District: Supaul.
6. The Principal, Utkramit Madhya Vidyalaya, Beherwa Gonha, District: Supaul.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ram Kishore Singh, Advocate
For the Respondent/s : Mr. Ashutosh Ranjan Pandey, AAG-15

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 27-11-2018 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Although the issue as to the termination on account of
non passing of the efficiency test in second attempt has been
interfered by the Apex Court and thereafter State-respondent
have issued clarificatory order for providing further opportunity,
the present writ petition has become academic.

Mr. Ram Kihshore Singh, learned counsel for the
petitioner submits that in fact the finding of the respondent that
the petitioner failed in the second attempt is erroneous and
contrary to record.

He submits that in view of the error of record,



direction may be issued to the respondent so that mistake may be rectified. If this is the factual position, liberty is granted to the petitioner to file representation before the District Programme Officer (Establishment) who shall verify the record and if it is found that there is error of record, the District Programme Officer shall rectify the mistake and adopt corrective measure and issue corrected order within a period of four months from the date of receipt/production of a copy of this order.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

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