

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Review No.61 of 2018

In

Civil Writ Jurisdiction Case No. 225 of 2015

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Mahendra Prasad, S/o Shri Kapildeo Sharma, R/o Mohalla- Maurya Vihar,
P.O.- Khagaul, P.S.- Phulwari Sharif, District- Patna.

.... Petitioner

Versus

1. The State of Bihar, through its Chief Secretary.
2. The Chief Secretary to the Government of Bihar, Patna.
3. The Principal Secretary to the Government of Bihar, Department of Revenue and Land Reforms, Old Secretariat Building, Patna.
4. The Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002, through its Chairman Shri Shubhmurti .
5. The Chairman, Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
6. Shri Shubhmurti, Chairman, Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
7. Shri Kedar Nath Dutt, Office Secretary (Karyalay Mantri), Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
8. Shri Mohammad Ishrafil, Office Secretary (Karyalay Mantri), Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
9. Shri Phool Kumar Chowdhary, Office Assistant (Karyalay Sahayak), Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
10. Shri Rameshwar Prasad Verma, Head Inspector (Pradhan Nirikshak-working even after 15 years of retirement), Bihar Bhudan Yagnya Committee, Head Office- Road No. 34, Quarter No. 2/A, Gardanibagh, P.S.- Gardanibagh, District- Patna- 800002.
11. Shri Krishna Kumar Singh, Office Secretary, District Bhudan Office, Gopalganj, P.S.- Gopalganj, District- Gopalganj.

.... Respondents

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Appearance :

For the Petitioner : Mr. Krishna Ballabha Sharma

For the Respondents : Mr. Md. Khurshid Alam (AAG 12)

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 16-05-2018 Hared learned counsel for the petitioner and the State.

The writ petition has been allowed under order dated



29.1.2018 and the impugned order dated 30.6.2015 passed by the Disciplinary authority was quashed as being without assigning any reason. Six weeks' time had been granted to the Disciplinary authority to pass the final order in accordance with law.

Learned counsel for the review petitioner submits that since the judgment in the case of Hassan Muhazid Vs. Bihar State Electricity Board, reported in 2015(4) PLJR 435 is not similarly situated, which has been relied upon in the order dated 29.1.2018, this Court should not have allowed the writ petition without giving consequential benefits.

The same cannot be the ground for review inasmuch as the petitioner has agitated the matter for which a fresh hearing would be required. As such, no case for review is made out.

The review petition is dismissed.

(Madhuresh Prasad, J)

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