

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.84 of 2018

In
Civil Writ Jurisdiction Case No.3034 of 2016

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1. The State of Bihar through the Chief Secretary, Bihar, Patna.
 2. The Principal Secretary, Department, of Home, Bihar, Patna.
 3. The Principal Secretary, Department of Finance, Bihar, Patna.
 4. The Joint Secretary, Department of Finance, Bihar, Patna.
 5. The Director General of Police Bihar, Patna.
 6. The Under Secretary, Department of Home, Bihar, Patna.
 7. The Senior Superintendent of Police, Patna, Bihar.
 8. Bihar School Examination Board through its Secretary

... .. Appellant/s

Versus

Binod Kumar Raut Son of Late Rameshwar Raut, Resident of Mohalla-Jainagar, P.O.-Jainagar, P.S.-Jainagar, Thana Road, District-Madhubani

... .. Respondent/s

Appearance :

For the Appellant/s	:	
For the Respondent/s	:	Mr. P.K. Sahi, Sr. Advocate
		Mr. Kunal Tiwary, Advocate
		Mr. Aniket Singh, Advocate
		Mr. Anupam Raj, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 25-04-2018

Delay of 180 days in filing of the appeal stands condoned. I.A. No. 1957 of 2018 stands allowed and disposed of.

Keeping in view the reasoned order passed by the learned Writ Court where justification is available for correcting the date of birth of the petitioner, we see no reason to make any indulgence into the matter.



That apart, the limitation of 10 years provided under Rule 96 of the Bihar Financial Rules in this case has to be read in conformity with the decision of the Board to grant correction in the date of birth and if the period of 10 years is calculated from the date the correction was ordered, the order passed by the learned Writ Court does not call for any interference.

The appeal filed by the State Government stands rejected.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

P.K.P./-

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
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