

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14902 of 2006

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Yugal Kishore Mishra, son of late S.K.M. Sharma, resident of Malti Nilayam, 9
Gangotri Nagar, Dandi Allahabad, P.S. Naini, District Allahabad

.... Petitioner/s

Versus

1. The State of Bihar through the Commissioner and Secretary, Higher Education, Human Resources Development Department, Government of Bihar, having his office in Vikas Bhawan, P.S. Sachivalaya, District Patna
2. The Commissioner and Secretary, Secondary Primary and Adult Education, Government of Bihar, having his office in Vikas Bhawan, P.S. Sachivalaya, District Patna.
3. The Secretary and Commissioner, Finance Department, having his office in Old Secretariat, P.S. Sachivalaya, District Patna
4. The Director, Higher Education, Government of Bihar, having his office in New Secretariat, P.S. Sachivalaya, District Patna
5. The Director (Administration) Human Resources Development Department, Government of Bihar, having his office in New Secretariat, P.S. Sachivalaya, District Patna
6. The Bihar Public Service Commission through the Secretary, having his office in 15 Bailey Road, P.S. Shastrinagar, District Patna
7. The Accountant General (Accounts and Entitlement) Bihar, Patna having his office in Birchand Patel Path, P.S. Kotwali, District Patna

.... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Kaushal Kumar Jha, Mr. Krishna Chandra Jha Mr. S.K. Choudhary
For the State	:	Mr. Rajiv Roy, GP.I Mr. Suresh Kumar, AC to GPI
For BPSC	:	Mr. Sanjay Pandey Mr. J.P. Karn Mr. Sanjay Pandey Mr. Sandeep Sahay

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 23-04-2018

Heard learned counsel for the petitioner and learned
counsel for the State as well as Bihar Public Service
Commission.



In the present writ petition, the petitioner has claimed for the following reliefs: (i) For grant of Junior Selection Grade with effect from May, 1985 though he has been granted the benefit from September, 1985 (ii) Claim has been made that he should be given the Senior Selection Grade with effect from 1.5.1989. (iii) Prayer has been made for traveling allowance and (iv) made a prayer for grant of scale for post of Director as he has discharged the duty of Director with effect from 31.1.1992 to 31.12.2000.

Learned counsel for the petitioner has placed reliance on the statement made in paragraph 10 of the counter affidavit wherein it has been mentioned that original record of the petitioner is not available in the office and in absence of the same respondents are facing difficulty in redressing the issue raised by the petitioner.

In such view of the matter, petitioner is directed to file a detailed representation before the concerned respondent authority claiming the benefit as he has claimed in the writ petition and respondents authorities are directed to consider the claim of the petitioner and pass a reasoned order within a period of eight weeks from the date of receipt/production of a copy of this order.

With the aforesaid observation and direction this writ



petition is disposed of.

(Shivaji Pandey, J)

Vinay/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	26.4.2018
Transmission Date	NA

