

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18565 of 2014

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Rang Bahadur Singh son of late Ram Miryash Singh resident of village post
Danwar P.S. Kachwan District Rohtas at Sasaram Petitioner/s
Versus

1. The State of Bihar
 2. The Principal Secretary, Human Resources Department Government of Bihar,
New Secretariat, Patna
 3. The Vir Kunwar Singh University, Ara through its Vice Chancellor.
 4. The Vice Chancellor, Vir Kunwar Singh University, Ara.
 5. The Registrar, Vir Kunwar Singh University, Ara.
 6. The Principal, A.S. College Bikramganj Respondent/s
- =====

Appearance :

For the Petitioner/s	:	Mr. Sanjeev Kumar Mishra
For the Respondent/s	:	Mr. Kundan Bhadur Singh
For the University	:	Mr. Rajesh Prasad Choudhary

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT
Date : 17-09-2018

Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Learned counsel appearing on behalf of the petitioner
submits that petitioner has superannuated on 31.1.2004 without
getting any promotion despite recommendation in favour of the
petitioner by Principal of the College.

Learned counsel for the petitioners submits that the
post of Head Assistant was vacant since 1.10.2001. Thereafter,
the petitioner took over the charge of Section Officer and
continued up to 2004. He has worked for approximately three
years as Section Officer/Head Clerk but he was not paid
remuneration admissible to the Head Clerk/Section Officer.

Mr. Sanjeev Kumar Mishra, learned counsel



appearing on behalf of the petitioner submits that since representation addressed to the University failed to evoke any response the petitioner has filed the present writ application.

In view of the above, if the representation of the petitioner has not been disposed of as yet, the respondent University is required to decide the representation one way or the other and if the respondents reject the claim of the petitioner for grant of promotion, they have to consider the case of the petitioner for grant of officiating allowances in terms of Rule 103 of the Bihar Service Code if the petitioner has worked and discharged the responsibility on higher post for nearly three years.

Necessary decision on the representation of the petitioner will be taken by the respondents within a period of three months.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

Ravi/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	25.09.2018
Transmission Date	

