

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14517 of 2014

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Renu Kumari W/o Surendra Kumar Ram Resident of Village Madanpur, P.O. Balhi
Teghra, P.S. Simri Bakhtiyarpur, District Saharsa **Petitioner**
Versus

1. The State of Bihar.
2. The Commissioner, Koshi Division, Saharsa.
3. The Regional Development Officer, Koshi Division, Saharsa.
4. The District Magistrate, Saharsa.
5. The District Programme Officer, Saharsa.
6. The Child Development Project Officer, Simri Bakhtiyarpur, Saharsa.
7. The Mukhiya, Gram panchayat, Mohanpur, P.S. Simri Bakhtiyarpur, District Saharsa.
8. The Panchayat Secretary, Gram Panchayat, Mohanpur, P.S. Simri Bakhtiyarpur, District Saharsa.
9. Usha Kumari W/o Munna Kumar Mandal @ Munna Kumar Kamat Resident of Village Mohanpur, P.O. Balhi Teghra, P.S. Simri Bakhtiyarpur, District Saharsa
..... .. **Respondents**

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Appearance :

For the Petitioner : Mr. R.K.Sinha No.2, Advocate and
Mr. Umesh Kumar Verma, Advocate

For the Respondents : Mr. Arun Kumar Sinha, AC to GP 24

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date: 10-07-2018

Heard learned counsel for the petitioner and learned
counsel for the State.

It is submitted by learned counsel for the petitioner
that cancellation of petitioner's selection as Anganwari Sevika for
Center No. 82 at village Madanpur, District Saharsa is not in
accordance with law. It is submitted that adequate opportunity was
not given to the petitioner and that even prescribed procedure for
conducting inspection has not been observed inasmuch as
requirement under the guidelines for inspection is that the



inspecting party was required to take statement of the beneficiaries which has not been done in the instant case.

Allegations which have been levelled and which have been found at the time of investigation is that all the 19 children available at the center were not belonging to that center. Further, THR and menu chart were not displayed. It is also the allegation that the list of beneficiaries was also not displayed at the Center and it was being run in the petitioner's house.

Response of the petitioner dated 7.9.2012 to the show cause issued on 30.8.2012 is Annexure 5. The petitioner has tried to justify all these lapses due to rainy weather. She has stated that due to rain since morning, the mid day meal was not prepared. She further submitted that due to rain, the list of beneficiaries as well as menu chart had not been displayed at the Center at the time of inspection.

This Court does not find the said reason to be plausible, as if the same is allowed then during rainy season all the Anganbari Kendras would be justified in closing down their activities at the cost of welfare of the children for which the center is set up.

Considering the aforesaid submissions of the petitioner, this Court does not find any merit in the writ petition



and the same is dismissed.

(Madhuresh Prasad, J)

Shashi.

AFR/NAFR	NAFR
CAV DATE	NA
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