

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.2610 of 2015

In

Civil Writ Jurisdiction Case No. 16244 of 2007

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1. Uday Chandra Choudhary son of Sri Thakur Prasad Choudhary, resident of Village Bishanpur, P.O. Basha Mirzapuri, P.S. Ashok Paper Mill, District Darbhanga.
 2. Sabir Ahmad Ansari son of Sri Sami Ahmad Ansari resident of Village & P.O.- Sara Mohanpur, P.S.- Sadar, District Darbhanga.
 3. Pawan Kumar Mahto Son of Hari Narain Mahto, resident of Mohalla Bakarganj, P.S. Laheriasarai, P.S. Laheriasarai, District- Darbhanga.
 4. Amlendra Kumar Jha son of Late Sharda Nand Jha, resident of Village & P.O.- Panchov, P.S. Bisanpur, District- Darbhanga.
 5. Madan Mohan Thakur son of Sri Ra Chandra Thakur resident of Village & P.O. Bacha, District- Sitamarhi.
 6. Binod Kumar son of Late Surendra Prasad resident of Mohalla- Balbhadrapur, P.O. and P.S.- Laheriasarai, District- Darbhanga.
 7. Yogendra Jha, son of Late Jagdish Jha, resident of Village- & P.O.- Baghanth, P.S.- Manigachi, District- Darbhanga.
 8. Rajib Ranjan Jha, son of Late Indra Narain Jha, resident of Village & P.O.- Kasraur, P.S. Ghanshyampur, District- Darbhanga.
 9. Achutanand Jha, son of Late Bacha Lal Jha, resident of Village- Bihari, P.O.- Nourach Cham, P.S.- Jale, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Mr. Amit Lal Meena, the Secretary, Urban Development Department, Govt. of Bihar, Patna.
3. Mr. Ravi Mital, The Finance Commissioner, Government of Bihar, Old Secretariat, Patna.
4. Mr. R.K. Khandelwal, the Commissioner, Darbhanga Division, Darbhanga.
5. Mr. Narendra Kumar Singh, the Chairman, Bureau of Public Enterprises, Old Secretariat, Patna.
6. Mr B Paswan, the Special Officer, Bureau of Public Enterprises, Old Secretariat, Patna.
7. Dissolved Darbhanga Regional Development Authority through Mr. Nagendra Kumar Singh the Nagar Ayukt, Darbhanga.
8. Uday Nath Jha, son of Badri Narayan Jha, resident of at & P.O.- Korthu via Benipur, P.S. Ghanshyampur, District- Darbhanga, Presently posted as Junior Engineer (Extension Counter of Municipal Corporation, Darbhanga, Private Buss Stand, P.S.L.N.M.U. Campus, District- Darbhanga).
9. Sanjay Sharan Singh son of Narayan Prasad Singh, resident of Professor Colony, Aghoria Bazar, P.S. Nagar, District- Muzaffarpur, Presently posted as Junior Engineer (Extension Counter of Municipal Corporation, Darbhanga, Private Buss Stand, P.S.L.N.M.U. Campus, District- Darbhanga).
10. Anil Kumar Choudhary, son of Nand Lal Choudhary, resident of village- Sinuar Gopal, P.O.- Laheriasarai, P.S. Bahadurpur, District Darbhanga, Presently posted as Junior Engineer (Extension Counter of



Municipal Corporation, Darbhanga, Private Buss Stand, P.S.L.N.M.U. Campus, District- Darbhanga).

11. Purushottam Kumar Das, Son of Late Devendra Prasad Das, resident of Village- Dhoni, P.O. & P.S.- Tarapur, District- Munger, Presently posted as Clerk-cum-Typist (Extension Counter of Municipal Corporation, Darbhanga, Private Bus Stand, P.S.L.N.M.U. Campus, District- Darbhanga).

12. Md. Shahabuddin, son of Md. Hasim, resident of at & P.O.- Nazra Mahmada, Via- Sakri, P.S. Manigachi, District- Darbhanga, Presently posted as Clerk-cum-Typist (Extension Counter of Municipal Corporation, Darbhanga, Private Bus Stand, P.S.L.N.M.U. Campus, District- Darbhanga).

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar, Adv.

For the Respondent/s : Mr. Sita Ram Yadav, GP 16.

For Respondent No.7 : Mr. Bindhyachal Rai, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

8 27-09-2018 In view of the statements made in Paragraph Nos. 7 to 13 of the supplementary show cause filed today on behalf of O.P. No. 7, this contempt application is not required to proceed.

The O.P. No. 7 has demonstrated that the persons whose names these petitioners have disclosed saying that they have been appointed pursuant to the vacancies filled up after the order passed by the learned writ Court, have been in fact placed on deputation in the office.

Learned counsel, however, submits that the regular vacancies are likely to be filled up in near future, however, the said process will be taken up after the approval of the State Government.



It is further submitted that in case the petitioners are willing to work as daily wagers, they may make a request before the competent authority which will be placed before the Board for consideration and in terms of the policy decision if it is found in favour, the same may be considered. It is, however, submitted that it should not be taken as undertaking of O.P. No. 7 to induct these petitioners as the daily wagers.

This application stands disposed off in the aforesaid terms.

(Rajeev Ranjan Prasad, J)

R.R.Ojha.

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