

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2998 of 2016

In
Civil Writ Jurisdiction Case No.873 of 2016

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Ras Bihari Dubey, Son of late Ram Krishna Dubey, Resident of Lakha Dihara
P.O.- Dumraon, District- Buxar, at present Lekhanagar, Danapur Khagaul
Road, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sri Arun Kumar, the Principal Secretary, Water Resource Department, Govt. of Bihar, Patna.
3. Sri Sanjay Kumar Sharma, the Joint Secretary, (Management), Water Resource Department, Govt. of Bihar, Patna.
4. Sri Ram Pukar Ranjan, the Engineer-in-Chief, (Madhya), Water Resource Department, Govt. of Bihar, Patna.
5. Sri Shyamanand Jha, the Additional Secretary, (Vigilance), Water Resource Department, Govt. of Bihar, Patna.
6. Jyoti Singh, the Under Secretary, (Vigilance), Water Resource Department, Govt. of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ujjwal Kumar Sinha, Advocate
For the Respondent/s : Mr.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

3 31-01-2018 Keeping in view the compliance made by the respondents and the fact that departmental proceedings have been completed within the time fixed, now on account of the fact that ACP or other consequential benefits have not been extended to the petitioner, I am not inclined to initiate any action for contempt. There is no specific direction that in case the petitioner is exonerated in the departmental enquiry, all consequential benefits should be granted to him. The direction issued is that if the departmental enquiry is not completed within a stipulated period, it is deemed to have been concluded under law and then



the consequential benefits granted.

That being so, now on account of the fact that the petitioner is exonerated in the departmental enquiry, the question of grant of consequential benefits is a different cause of action which cannot be considered in this contempt application. The application is, therefore, dismissed.

(Rajendra Menon, CJ)

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