

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3370 of 2017

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1. Bal Mohan Gopal, Son of Bishnu Deo Sah, Resident of Village- Naya Gaon, P.O. and P.S. Basudeopur, District- Munger.
 2. Sumit Gaurav, Son of Late Vidya Prakash Singh, Resident of Village- Mangal Bazar, Near Shiv Mandir, P.O. and P.S. Basudeopur, District- Munger.
 3. Ratan Kumar Pandit, Son of Radhe Pandit. Resident of Village- Nayagaon Raisar, P.O. and P.S. Basudeopur, District- Munger.
 4. Vikash Kumar Sharma, Son of Prakash Chandra Sharma, Resident of Kashim Bazar (Near Pankaj S.T.D.), P.O. Munger, P.S. Kashim Bazar, District- Munger.
 5. Jay Narayan Mehta, Son of Late Jagdish Mandal, Resident of Kaura Maidan (Konark Road,), P.O. Munger, P.S. Munger Kotwali, District- Munger.
 6. Amar Kumar, Son of Rajendra Thakur, Resident of Gandhi Nagar, P.O. and P.S. Tarapur, District- Munger.
 7. Manjesh Kapri, Son of Bindeshwari Kapri, Resident of Village- Mohanpur, P.O. Bari Manghjaiya, P.S. Haveli Kharagpur, District- Munger.
 8. Sanjeev Kumar, Son of Baleshwar Mandal, Resident of Village- Kasturba Nagar, P.O. and P.S. Basudeopur, District- Munger.
 9. Ranjeet Kumar, Son of Kishore Prasad Yadav, Resident of Village- Hansu Singh Tola, P.O. and P.S. Harinmar, District- Munger.
 10. Shashi Kumar, Son of Sri Ramnath Poddar, Resident of Poddar Gali, Bekapur, P.S.- Kotwali, District- Munger.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, General Administration Department, Government of Bihar, Patna.
3. The Mission Director, Bihar Administrative Reforms Mission Society, General Administration Department, Patna.
4. The District Magistrate, Munger, District- Munger.
5. The Information and Technology Manager, Munger, District- Munger.
6. The District Information Officer, Munger, District- Munger.
7. The Establishment Deputy Collector, Munger, District- Munger.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Adv.
For the Respondent/s : Mr. Mrigendra Kumar, AC to GA4

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL JUDGMENT

Date : 25-09-2018

Heard learned counsel for the parties.



In this case, the petitioners have raised a very limited grievance that from the panel of the year 2013, large number of persons have been illegally appointed leaving the seniors in the panel in lurch and juniors have been appointed.

A panel was prepared in the year 2013 for the purpose of appointment of Executive Assistant on contract basis. Accordingly, the petitioners and others have applied, a panel was prepared for one year but, the life of the panel was extended for three years and, after that, the Collector declared the panel canceled vide letter no. 1142 dated 17.11.2016 but, learned counsel for the petitioners submits that one Alok Kumar, falling under the E.B.C. category and ranking most below the present petitioners has been accommodated and the petitioners have been left out.

In the present case, two categories of the petitioners are here, some are under B.C. category and some are under E.B.C. category but, the example of Alok Kumar has been shown who belongs to the E.B.C. category.

Let the Collector, Munger, should re-visit the entire appointment made in the Munger Collectorate and if any wrong is found to have been committed, the person, who has been illegally accommodated, must be removed after giving them due notice.



It is not known to this Court whether Alok Kumar is junior in panel or is senior, if Alok Kumar is junior and still has been appointed vide Memo No. 821 dated 1.9.2016, he must be removed from service after giving due notice of hearing to him.

With the aforementioned observation and direction, this writ application is disposed of.

(Shivaji Pandey, J)

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AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	03.10.2018
Transmission Date	

