

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.614 of 2015

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Shailendra Kumar S/O Late Ramashray Singh R/O Village Rehuya, P.O.- Nimthu, P.S.- Nimchak Bathani, District- Gaya, at present residing at Mohalla Kumhar Toli Road, Godawari (Chand Chaura), P.S.- Rampur, District- Gaya, at present posted at Upper Division Clerk, Block Office Sherghati, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Rural Development Department, Govt. of Bihar, Patna.
2. The Principal Secretary, Rural Development Department, Govt, of Bihar, Patna.
3. The District Magistrate, Gaya, District- Gaya.
4. The Deputy Development Commissioner, Gaya Division, Gaya.
5. The Block Development Officer, Sherghati, Anchal Sherghati, District- Gaya.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar, Advocate

For the Respondent/s : Mr. Tripurari Nath, AC to Sc 26

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date: 19-03-2018

Heard learned counsel for the petitioner and the respondents.

Petitioner's prayer in the writ petition is to direct the respondents to consider his case for grant of benefit of ACP.

Counter affidavit has been filed on behalf of the State wherein it is specifically stated that on 29.12.1997 the petitioner was substantially promoted in the rank of 3rd Grade from the rank of 4th Grade. It is further stated in the counter affidavit that so far as the grant of ACP is concerned, the petitioner has passed the examination



in the year, 2014 and accordingly, he was given the benefit with effect from 22.2.2014 and as such the grievance of the petitioner has been redressed. No rejoinder disputing the said assertion of the State has been filed.

In view of the aforesaid stand of the State, no further orders need be passed.

The application is dismissed.

(Madhuresh Prasad, J)

Prakash/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

