

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1910 of 2018

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Rakesh Kumar Toofan, son of Ram Lal Prasad, resident of mohalla
Ambersristal, P.O. + P.S. Biharsharif, district Nalanda Petitioner

Versus

1. The State of Bihar
 2. The Principal Secretary Education Department, Government of Bihar,
Patna,
 3. The Director, Primary Education, Government of Bihar, Patna
 4. The Regional Deputy Director of Education, Patna
 5. The District Magistrate, Nalanda
 6. The District Education Officer, Nalanda
 7. The District Programme Officer (Establishment), Nalanda
 8. The Block Education Officer, Biharsharif, Nalanda Respondents
- =====

Appearance :

For the Petitioner : M/S Nand Kishore Singh & Rama Kant
Singh, Advs.

For the Respondents : Mr. Umesh Narayan Dubey, AC to GP XXVII

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 05-02-2018 Heard the learned counsel for the petitioner and the

learned counsel appearing for the State.

The petitioner is aggrieved by the order, contained in
Memo No. 446, dated 29.11.2017, whereby the petitioner was put
under suspension in contemplation of departmental proceeding.

The learned counsel for the petitioner submits that for
the same charges earlier the petitioner was put under suspension
and this is the second time to suspend the petitioner for the same
charges. He submits that he has already submitted his explanation
to the allegation, contained in Annexure 1. The order of
suspension is not cessation of master and servant relationship.



The petitioner has only been put under suspension in contemplation of departmental proceeding.

Under the Bihar Government Servants (Classification and Control) Rules, 2005, the respondents are required to complete the departmental proceeding expeditiously. Since, the petitioner has been put under suspension in contemplation of departmental proceeding, it is expected that the respondents will expeditiously dispose of all the departmental proceedings preferably within a period of six months and if in the event the departmental proceeding is not concluded within time frame of six months, indicated here-in-above, the order of suspension, contained in Annexure 1, shall be treated as revoked on completion of six months, from the date of receipt/production of a copy of this order.

With the aforesaid observations, this application stands **disposed of**.

(Anil Kumar Upadhyay, J)

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