

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.371 of 2018

In

Civil Writ Jurisdiction Case No.17460 of 2016

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1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
 2. The Principal Secretary, Building Construction Department, Government of Bihar, Patna.
 3. The Deputy Secretary, Building Construction Department, Government of Bihar, Patna.
 4. The Chief Engineer (South), Building Construction Department, Government of Bihar, Patna.
 5. The Superintending Engineer, Building Construction Department, Building Circle, Ara, District- Bhojpur.
 6. The Executive Engineer, Building Construction Department, Building Division, Sasaram District- Rohtas.

... .. Appellant/s

Versus

Prafull Chand Singh, Son of Late Hari Narayan Singh, Resident of Village and P.O. Manikpur, P.S.- Dhansoi, District- Buxar, presently working as Accountants Clerk in the office of Executive Engineer, Building Construction Department, Building Division, Sasaram, District- Rohtas.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Mahtab Alam (Ac To Sc 20)
For the Respondent/s : Mr.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 18-06-2018

Matter pertains to transfer of the petitioner and challenge is made to an order dated 27.7.2017 passed in C.W.J.C. No.17460 of 2016. The transfer in question was effected on 16.9.2016 and, for various reasons indicated in the impugned order, the learned Writ Court has found the transfer to be unsustainable in law.



Now from the counter affidavit filed by the respondent employee we find that the transfer order in question has been cancelled. The original petitioner has been permitted to join on the original place of posting and, therefore, in the facts and circumstances of the case, now no further indulgence is called for in the matter for the present. The application stands disposed of.

The legal questions and other issues raised in the appeal are left open to be considered in an appropriate case.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
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Transmission Date	

