

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.356 of 2018

In
Civil Writ Jurisdiction Case No.10454 of 2014

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Arbind Kumar Singh, son of Bachchu Singh, resident of village Malikpur P.S.
Rajgir District Nalanda.

... .. Appellant/s

Versus

1. The State of Bihar .
2. The Director General of Police (D.G.P.) cum I.G. Bihar, Patna.
3. The Deputy Inspector General of Police cum Deputy Superintendent
(Administration) Police Eastern Range Bhagalpur.
4. The Senior Superintendent of Police, Bhagalpur.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Pankaj Kumar, Advocate
For the Respondent/s : Mr. Suman Kumar Jha, A.C. to AAG-3

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 20-07-2018

Delay of 71 days in filing of this appeal is
condoned. I.A. No. 4897 of 2018 stands allowed and disposed
of.

Exercising the powers available under Article
311(2)(b) of the Constitution the Disciplinary Authority for
recorded reasons which are reasonable and made out from the
material available on record has dismissed the petitioner from
service. Petitioner, a member of the disciplined force, used his
official rifle in a drunken condition, came into the busy streets
of the town at 3:00 P.M. and fired 10 rounds. Efforts of senior



officials and colleagues to control him did not yield any result and, therefore, First Information Report was lodged. He was arrested and criminal proceedings are pending.

Taking note of the aforesaid, the competent authority by recording cogent reasons has exercised his power under proviso to Clause (b) of Article 311(2) of the Constitution of India and dismissed him from service. The learned Writ Court examined the entire records and found no error warranting interference. We also see no ground to make indulgence into the matter looking to the manner in which the petitioner is said to have acted with regard to the incident in question.

Accordingly, finding no error in the impugned order, the Letters Patent Appeal stands dismissed.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

P.K.P./-

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
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