

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.1311 of 2019

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Mamta Sahani @ Mamta Devi, aged about 26 years, Gender-Female, Wife of
Sri Gopal Kumar, Resident of Village- Baghi, Ward No. 15, P.S. Darpa,
District- East Champaran at Motihari.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Social Welfare, Govt. of Bihar, Patna.
2. The Director of Integrated Child Development Services (ICDS), Department of Social Welfare, Govt. of Bihar, Patna.
3. The Collector Cum District Magistrate, East Champaran at Motihari.
4. The District Programme Officer, East Champaran at Motihari.
5. The Child Development Project Officer, Adapur, District- East Champaran at Motihari.
6. The Supervisor of Anganwadi Centre No. 216 Dubha, under the Block of Adapur, District- East Champaran , Motihari.
7. The Selection Committee for Anganwadi Centre No. 216, Ward No. 15, Dubha Under the Block of Adapur, District- East Champaran at Motihari.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan, Adv.
For the Respondent/s : Md. Raisul Haque (SC10)

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL JUDGMENT

Date : 23-01-2019

The petitioner has approached this Court for a
direction to the respondents-authorities to consider her claim



for being appointed on the post of *Anganwadi Sevika* in the district of East Champaran and that should not be shutout merely on the ground that the academic qualification with respect to which certificate has been furnished by her is of Nepal, which is not being accepted by the respondents-authorities.

2. It appears that the claim of the petitioner was not considered by the respondents-authorities on the strength of a letter issued by the Director, Integrated Child Development Services, Department of Social Welfare, Govt. of Bihar, Patna to all the District Magistrates, contained in Memo No. 4129 dated 10.09.2018, wherein a direction has been issued not to accept or consider the candidature of such persons who would furnish educational certificates of apocryphal origin, especially of Nepal.

3. As long as the aforesaid direction subsists, the petitioner would have no claim for being considered.

4. Realizing the difficulty, the learned counsel for the petitioner seeks permission to withdraw the present writ petition in order to enable the petitioner to challenge the



aforesaid letter/guideline/direction to the District Magistrates
for not considering the candidature of such persons who
have passed the requisite academic qualification from Nepal.

5. The writ petition is permitted to be withdrawn
with the liberty aforesaid.

6. Dismissed as withdrawn.

(Ashutosh Kumar, J)

Praveen-II/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	24.01.2019
Transmission Date	N/A

