

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No. 1579 of 2017

Arising out of

Civil Writ Jurisdiction Case No. 582 of 2009

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Gopi Nath Jha Son of Late Chiranjeev Jha, Resident of Village- Dhankaul,
P.S.-Piprahi, District- Sheohar.

... .. Petitioner/s

Versus

1. The State of Bihar through Collector Sitamarhi Namely Rajiv Raushan.
2. The Collector Sitamarhi (Disciplinary Authority) namely Rajiv Raushan

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aditya Nath Jha, Advocate
For the State : Mr. Sanjay Kumar Ghosarvey, AC to AAG 3

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**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH**

ORAL JUDGMENT

Date : 21-10-2019

Heard learned counsel for the petitioner and learned AC
to AAG 3 for the State.

2. On 20.09.2019, the Collector, Sitamarhi was present
and had prayed to the Court that one opportunity be given
showing compliance of the order dated 24.06.2011 passed in
CWJC No. 582 of 2009.

3. In terms thereof, 2nd supplementary show cause has
been filed on behalf of the District Magistrate, Sitamarhi bringing
on record copy of order contained in Memo No. 996 dated
09.10.2019, by which order has been passed upholding the
dismissal of the petitioner after comparing his case with three



other persons, as was directed by the writ Court. Though, learned counsel for the petitioner tried to canvass that there is still discrimination in the punishment awarded, but in view of the order of the Court directing reconsideration and there being some reason given by the authorities for maintaining the order of dismissal against the petitioner, the Court in its present jurisdiction feels unable to go into that aspect.

4. In view thereof, the application stands disposed off.

5. However, it shall be open to the petitioner to move against the aforesaid order dated 09.10.2019, before the appropriate forum, in accordance with law.

(Ahsanuddin Amanullah, J.)

P. Kumar

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