

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11708 of 2014

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1. Ravindra Chaudhary S/o Sri Narayan Chaudhary R/o Vill.- Sisauni, P.S. Nawkothi, in the district of Begusarai
 2. Ranjeet Kumar S/O late Ramakant Jha, R/O vill. Bara, P.S. Khodawantpur in the district of Begusarai

... .. Petitioners

Versus

1. The State Of Bihar through its Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Social Welfare Department, Government of Bihar, Patna
3. The Director I.C.D.S. Bihar, Patna
4. The Principal Secretary, Personnel and Administrative Reform Department, Govt. of Bihar, Patna
5. The Secretary, Finance Department, Govt. of Bihar, Patna

... .. Respondents

Appearance :

For the Petitioners : Mr. Sanjeev Kumar, Advocate

For the Respondents : Mr. Sanjay Kumar, AC to GP 23

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 18-02-2019 Heard learned counsel for the petitioners as well as

learned counsel for the State.

Learned counsel for the petitioners submits that petitioners' promotion from Group D to Group C is being denied by assigning reason that their certificate of computer proficiency has not been obtained from the institution accredited by prescribed institution under the Bihar Integrated Child Development Clerical Cadre (Appointment and Service Conditions) Rules, 2014. Drawing attention of the Court towards the communication dated 29.11.2018



issued by the Director, ICDS, Bihar to the District Programme Officer, Patna he submits that the issue is required to be decided by the District Programme Officer, Patna having regard to the rule position after obtaining necessary guidelines/directions from the Competent Authority, who would be the Social Welfare Department, Government of Bihar, Patna (respondent no.2).

Since final decision is to be taken upon guidelines issued by respondent no.2 as per Annexure 13 of the supplementary affidavit filed on behalf of the petitioners, it is prayed that a direction may be issued to respondent no.2 to issue necessary guidelines/directions to facilitate the decision in respect of petitioners' promotion.

In view of the limited prayer made on behalf of the petitioners and since the decision has already been taken by respondent no.3 in light of the provisions contained in 2014 Rules, no useful purpose would be served by keeping the writ petition pending. Matter is thereof disposed of with a direction to respondent no.2 to issue guidelines/directions as a consequence of the communication dated 29.11.2018 issued by the Director, ICDS, Bihar expeditiously and preferably within three months from the date of



receipt/production of a copy of this order by respondent
no.2. Petitioner's claim would abide by such
direction/guidelines issued by the department.

Writ petition stands disposed of.

(Madhuresh Prasad, J)

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