

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2244 of 2019

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Pramod Kumar Yadav, son of Maheshwari Prasad Yadav Resident of Village
Dumma, Ward No. 08 Pachgachhia Saharsa, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Bihar, Patna
2. The Principal Secretary, General Administration Department Bihar Old
secretariat Building, Patna
3. The Divisional Commissioner Koshi Division Saharsa
4. The District Magistrate Saharsa
5. The District Collector, Establishment Collectorate Saharsa

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar
For the Respondent/s : Mr. Md.Nadim Seraj (Gp5)

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL JUDGMENT

Date : 13-02-2019

Heard learned counsel for the petitioner and the
State.

2. The petitioner is aggrieved by the action of the
respondent in not regularizing him on the 4th grade post in
Saharsa Collectorate despite his having worked on the
aforesaid post on temporary basis for several years.

3. It has been submitted on behalf of the
petitioner that he worked as a candidate Peon in the
Collectorate of Saharsa and the attached offices thereto.
As a result of his having worked in the Collectorate, his
name figured in the panel which was prepared in the year
1993-94. Later, his name found mention in other panels
till about 2007.



4. Learned counsel for the petitioner has submitted that in accordance with a resolution of the Personnel and Administrative Department, which is now the General Administration Department, an advertisement was issued in the year 2006, inviting application for being considered for empanelment for appointment on the post of Peon. The petitioner applied against the aforesaid advertisement and his name was placed at serial no. 414. Despite the petitioner having all requisite qualification and he belonging to reserved category, he was not appointed.

5. Learned counsel for the petitioner has also brought on record the communication by respondent no. 4 that even today, large number of vacancies are available in Group – D post in the General Administration Department as also in the other attached offices of the Collectorate of Saharsa.

6. The petitioner has not been communicated any reason for his not being appointed even though his name fell in successive panels and ultimately in the panel which was prepared in the year 2007.

7. Under the aforesaid circumstances, this Court only directs the petitioner to make a representation before the District Magistrate, Saharsa, detailing his claim within a period of four weeks from today. On receipt of such



representation, the District Magistrate, Saharsa will pass a reasoned order within a period of four weeks thereafter.

8. With the aforesaid direction/observation, the writ petition is disposed off.

(Ashutosh Kumar, J)

krishna/-

AFR/NAFR	NAFR
CAV DATE	NA
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Transmission Date	

