

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15741 of 2018

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Chandra Bhushan Choudhary Son of Late Ram Bahadur Choudhary, Resident
of Village and P.S.- Khirhar, District- Madhubani.

... .. Petitioner

Versus

1. The State Of Bihar through the Principal Secretary, Road Construction
Department, Bihar, Patna
2. Principal Secretary, Department of Finance, Bihar, Patna.
3. Engineer in Chief cum Additional Commissioner cum Special Secretary,
Road Construction Department, Bihar Patna
4. Joint Secretary, Road Construction Department, Bihar, Patna.
5. Superintending Engineer, Road Construction Department, Magadh Road
Circle, Gaya.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr. Shiv Kumar
For the Respondent/s : Mr. Uday Prasad, AC to GP 22

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 22-05-2019 Matter has been listed today in the Summer

Vacations as the learned Counsel for the petitioner was desirous

for consideration of his case during vacation.

The slip for listing was filed pursuant to notice
dated 8th May, 2019, published prior to the Vacation.

The matter is, accordingly, taken up for consideration
as both parties are present and willing to assist the Court for
disposal of the matter.

It is submitted by Mr. Shiv Kumar, appearing for the
petitioner, that having been retired voluntarily under order dated
5.4.2018 issued by the principal Secretary, Road Construction



Department, the petitioner is entitled to grant of benefits under the ACP and MACP scheme for which he would make a representation before respondent No. 3 Engineer in Chief -cum- Additional Commissioner -cum- Special Secretary, Road Construction Department.

In the circumstances, in view of the prayer made by petitioner's Counsel, the writ petition is disposed of with liberty to the petitioner to make his representation before respondent No. 3. It is needless to say that if such an application/representation is filed, the authorities would be under legal obligation to consider the same and dispose it of by a reasoned and speaking order in accordance with law expeditiously and without undue delay.

The writ petition stands disposed of.

(Madhuresh Prasad, J)

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