

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1878 of 2016

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Birendra Kumar son of Late Dwarika Pandey, resident of village- Begampur,
P.S. and District- Nalanda ... Petitioner

Versus

1. The State Of Bihar the Principal Secretary, Education Department,
Government of Bihar, New Secretariat Building, Bailey Road, Patna 800
001.
2. The Principal Secretary, Education Department, Government of Bihar, New
Secretariat Building, Baile
3. The Director, Secondary Education, Education Department, Government of
Bihar, New Secretariat Build
4. The Regional Deputy Director, Magadh Division, Gaya
5. The District Education Officer, Gaya
6. The District Education Officer, Nawada
7. The District Programme Officer, Establishment, Gaya
8. The Sub-Divisional Education Officer, Nawada Respondents

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Appearance :

For the Petitioner : Mr.Sanjay Kumar Verma, Advocate
For the Respondents : Mr.Anil Kumar Sinha- GA 1

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 24-01-2019 Writ petition has been filed challenging order dated

30.5.2014, passed by the Regional Deputy Director, Magadh

Division, Gaya inflicting major punishment of dismissal upon

the petitioner.

It is submitted on behalf of the petitioner that the

petitioner would avail the remedy of appeal under the Bihar

CCA Rules, 2005.

In view of such submission, the writ petition is

disposed of.

Petitioner would be at liberty to avail of his remedy

before the Appellate Authority. It is however made clear that the



issue of delay will not be raised against the petitioner, if the appeal is filed by him within four weeks. Appeal should be considered and decided on its own merit by a reasoned and speaking order after giving due opportunity to the petitioner in accordance with law.

(Madhuresh Prasad, J)

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