

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5034 of 2016

Prabhanshu Shekhar son of Damodar Sahu R/o -3A, Block Shivganga
Apartment New Tolia Chouk, P.S.Zero Mile, Dist. Bhagalpur

... .. Petitioner

Versus

1. The State Of Bihar
2. The Secretary Water Resources Department, Bihar, Patna.
3. The Joint Secretary Management Water Resources Department, Bihar, Patna.
4. The Under Secretary, Management Water Resources Department, Bihar, Patna.
5. The Officer on Special Deputy Water Resources Department, Bihar, Patna.
6. The Accountant General (A &E) Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Indu Bhushan, Advocate
For the State	:	Mr. Ravi Bhardwaj AC to GA-13
For the A.G.	:	Mr. Raj Nandan Prasad, Advocate

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL JUDGMENT

Date : 21-11-2019

The only issue, which now survives in the instant proceedings, is whether the date from which the benefit of 1st Assured Career Progression (for short ‘A.C.P’) has been granted to the petitioner is the date from which he is entitled to the same or from an earlier date?

Learned counsel for petitioner submits that instead of 25.09.2004, benefits on account of 1st A.C.P. ought to have been granted w.e.f. 2001 itself.

The authorities, in the counter affidavit, have placed on record the fact that in the year 1999 to 2000, the petitioner was censured and punishment of withholding of one increment with



cumulative effect was awarded. As a result of such punishment. The benefit of 1st A.C.P. has been granted on 25.09.2004, i.e., after effect of the punishment of censure had lapsed.

Till date no rejoinder/ reply to the counter affidavit, disputing this aspect of the matter, has been filed in spite of specific adjournment earlier granted by this Court. On account of effect of the punishment of censure, the grant of A.C.P. w.e.f. 25.9.2004, after lapse of its effect does not require any interference.

The writ petition stands dismissed.

(Madhuresh Prasad, J)

shyambihari/-

AFR/NAFR	NAFR
CAV DATE	N/A
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