

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14557 of 2014

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Dwarika Prasad S/o Late Bal Kishun Prasad Resident of Village Post
Rajuaria, P.S. Wajirganj, District Gaya.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Commissioner, Magadh Division, Gaya.
3. The District Magistrate, Aurangabad.
4. The Additional Collector, Aurangabad.
5. The Director cum Conducting Officer, Public Administration, Aurangabad.
6. The Sub Division Officer cum Conducting Officer, Aurangabad Sadar,
District Aurangabad.
7. The Anchal Adhikari, Barun, District Aurangabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar
For the Respondent/s : Mr.Manoj Kumar, AC to GP 4

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 27-08-2019 Petitioner has challenged punishment of withholding

of two increments with cumulative effect in the instant

proceeding. The order of punishment is issued by District

Magistrate, Aurangabad.

Counsel for the State raises a preliminary objection
regarding alternative and efficacious remedy by way of appeal
before respondent No. 2. Without availing of the said remedy
the petitioner has directly rushed to this Court.

In view of aforesaid circumstances and objection
being raised by Counsel for the State, this Court would observe



that if the petitioner avails remedy of appeal within four weeks,
the Commissioner (respondent No. 2) should consider the same
and dispose it of by a reasoned and speaking order on merits
without raising the issue of delay.

The writ petition stands disposed of.

(Madhuresh Prasad, J)

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