

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14879 of 2014

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Smita Sinha Wife of Ram Pravesh Singh Resident of Village - Sarfdinpur,
Ward No.1, Panchayat Simaru, Block - Gurua, P.S. Gurua, District - Gaya

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Gaya
3. The Deputy Director, Welfare, Magadh Division, Gaya
4. The District Programme Officer, Gaya

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar, Advocate
For the Respondent/s : Mr. Sanjay Pandey, GP-21

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL JUDGMENT

Date : 24-09-2019

Heard learned counsel for the petitioner and learned
counsel for the respondent- State.

2. The petitioner has assailed the order passed by the
Deputy Director, Welfare, Magadh Division, Gaya whereby the
petitioner's appeal against the order of the District Programme
Officer dated 03.07.2013 has been rejected. The petitioner's
selection as *Aanganwari Sevika* for the center in- question has
been cancelled as a result of the two orders.

3. It is submitted by the petitioner's counsel that by
raising the false dispute regarding the petitioner identity, her
selection as *Aanganwari Sevika* has been cancelled. In support
of said submission, reliance is placed on Annexure-8 series as



contained in Interlocutory Application no. 203 of 2015, wherein, the extract of corrected voter list has been placed on record, wherein, the petitioner's name is shown as 'Samita Sinha'.

4. The selection of the petitioner as 'Samita Sinha' is, therefore, sought to be justified on the basis of this corrected voter list dated 10.04.2014, in support of her selection done by the Aam Sabha in February, 2013. The fact of subsequent correction has been taken note of by the Deputy Director, Welfare Magadh Division, Gaya in his order dated 02.07.2014 passed in Aanganwari Appeal no. 36 "Ka"/2013. Various documents have been brought on record to show that the name of the petitioner prior to correction being done so being figured as 'Chanchala Kumari' including the voter list as well as the Admission Register of the child of the petitioner, wherein, their mother's name has been shown as 'Chanchala Kumari'.

5. On going through the orders passed by the authorities, this Court would observe after taking into consideration all the materials, the Authorities have arrived at a conclusion that the subsequent rectification of the petitioner's name in the voter list in the year 2014 could not have been relied upon to substantiate or justify her selection in February, 2013.

6. In the aforesaid circumstances, this Court does not find



any reason to interfere with the orders passed by the Authorities.

7. Accordingly, the writ petition is dismissed.

(Madhuresh Prasad, J)

shyambihari/-

AFR/NAFR	NAFR
CAV DATE	
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