

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.5765 of 2019**

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Mahendra Choudhary, S/o Late Balmukund Choudhary Resident of Village Bahadur Nagar ( Kutlupur) Tola Haribabu, P.O.- Bahadur Nagar, P.S.- Mufassil District- Munger at Present Lohiya Nagar ward no. 28 P.S.- Town District Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Water Resources department ( third Building) Govt. of Bihar, Patna.
2. The Engineer In Chief Cum Secretary Water Resources department ( third Building) Govt. of Bihar, Patna.
3. The Chief Engineer Sinchai Srijan Water Resources department Dihri District Rohtas.
4. The Executive Engineer Sone Canal division Ara District Bhojpur.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Ram Sumiran Singh  
For the Respondent/s : Mr. Vikash Kumar (SC11)

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL JUDGMENT**

**Date : 12-04-2019**

Heard the learned counsel for the petitioner and the State.

2. The petitioner, who was appointed as Junior Accounts Clerk in the Sone Barrage Division, Indrapuri and after rendering satisfactory service of more than 40 years, superannuated on 31<sup>st</sup> of January, 2007, is aggrieved by the fact that despite his being qualified for being paid 1<sup>st</sup> and 2<sup>nd</sup> A.C.P. as well as the M.A.C.P., he has been denied the same.



He has approached this Court for a direction to the concerned authorities to make payment of the financial progression to which he is entitled and also for fixation of pension accordingly.

3. Considering the prayer of the petitioner, this Court deems it appropriate to direct him to prefer an application / representation before the Chief Engineer, Sinchai Srijan Water Resources Department Dehri District – Rohtas, detailing his grievances within a period of four weeks from today, who on receipt of the same, shall, after verifying the facts and the eligibility of the petitioner for being paid the benefits of 1<sup>st</sup> and 2<sup>nd</sup> A.C.P. and M.A.C.P., pass orders in accordance with law within a further period of six weeks thereafter. If the claim of the petitioner is found to be tenable, necessary sequel order shall also be passed within the aforesaid period.

With the aforesaid observation / direction, this petition stands disposed off.

**(Ashutosh Kumar, J)**

skm/-

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