

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Letters Patent Appeal No.345 of 2018**

**In**  
**Civil Writ Jurisdiction Case No.17488 of 2010**

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Kumar Dharmendra Son of Udyanand Singh, Resident of Village- Kazi  
Hridayanagar, P.O.- Kajhi, Police Station- Ban Mankhi, District- Purnea.

... .. Appellant

Versus

1. The State Of Bihar
2. The Chief Secretary, Bihar, Patna.
3. The Principal Secretary, Department of Personnel and Administrative Reforms, Bihar, Patna.
4. The Secretary, Department of Rural Development, Bihar, Patna.
5. The District Magistrate, Madhepura.
6. The Deputy Development Commissioner, Madhepura.
7. The Block Development Officer, Chausa, Madhepura.

... .. Respondents

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**Appearance :**

|                     |   |                                    |
|---------------------|---|------------------------------------|
| For the Appellant/s | : | Mr.Ratan Kumar, Advocate           |
| For the State       | : | Mr.Anjani Kumar -AAG4              |
|                     |   | Mr. Shailendra Kr. Singh, Advocate |
| For the Resp. No. 6 | : | Ms. Sunita Kumari, Advocate        |

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**And**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL ORDER**

**(Per: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD)**

3      02-05-2019                      Heard learned counsel for the petitioner and learned  
counsel representing the State.

The present Letters Patent Appeal has been preferred  
for setting aside the order dated 09.02.2018 passed in C.W.J.C.  
No. 17488/2010 by which the learned Single Judge has been  
pleased to dismiss the writ application by holding that the  
petitioner has not been able to make out a case for  
regularization.



Learned counsel for the appellant has once again pleaded before us that this petitioner was continuously working since 1993, but after 1999, no payment has been made to the petitioner. We find from the record particularly from Annexure '11' to the writ application, which is a reasoned order passed by the Deputy Development Commissioner, Madhepura dated 31.03.2010, that the claim of the petitioner had been considered and keeping in mind the materials available on the record which showed that the petitioner was not engaged after June 1998, the claim of the petitioner has been rejected. We also find from the records that the petitioner is claiming his engagement on the post of Junior Engineer which is a post to be filled up by following the selection procedures to be initiated by the Bihar Public Service Commission. It is not a post which is to be filled up in the manner it is being sought to be done.

In ultimate analysis, we do not find any reason to interfere with the impugned order.

The Letters Patent Appeal stands dismissed.

**(Amreshwar Pratap Sahi, CJ)**

**(Rajeev Ranjan Prasad, J)**

*Rajeev/Arvind*

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