

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7605 of 2011

Thakkan Jha, son of Late Baidyanath Jha, permanent r/o Village & PO
Maharail, PS Jhanjharpur, District Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary cum Commissioner, Road Construction
Department Govt. of Bihar Patna
3. The Commissioner, Darbhanga
4. The Engineer in Chief cum Additional Commissioner cum Special
Secretary, Road Construction Department Govt. of Bihar Patna
5. The Executive Engineer, North Bihar Wing, Road Construction
Department Darbhanga
6. The Superintending Engineer, Road Construction Department Road
Circle, Darbhanga
7. The Executive Engineer cum Technical Advisor to the Superintending
Engineer, Road Construction Department Road Circle, Darbhanga
8. The Executive Engineer, Road Construction Department Road
Division, Madhubani

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Amarendra Narayan
For the Respondent/s	:	Ms. P. Sharma, AC to SC 25

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

12 01-07-2019 The issue whether the petitioner could have been deprived benefits under the assured career progression scheme for non passing of departmental examination, as per submission of Mr. Amrendra Narayan, appearing for the petitioner, now stands concluded by the Division Bench of this Court in the case of Uday Shankar Prasad vs. State of Bihar reported in 2017(3) PLJR 824.

Having regard to the decision in the said case he



submits that placing reliance on the same along with provisions contained in Clause 4(C) (I) of the State Litigation Policy 2011, he would be approaching respondent No. 6.

In the event such an application is filed within four weeks, respondent No. 6 should consider claim of the petitioner by a reasoned and speaking order in accordance with law and dispose of the claim of the petitioner within three weeks thereafter. It is made clear that dues, if found admissible, should be paid within the same period.

The writ petition stands disposed of.

(Madhuresh Prasad, J)

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