

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6031 of 2016

Mostt. Shanti Devi Wife of Late Krishnadeo Prasad resident of Village
Khirona PS Rahui, District Nalanda

... .. **Petitioner**

Versus

1. The State Of Bihar through the Principal Secretary, Minor Water Resources Department, Government of Bihar, Patna
2. The Principal Secretary, Minor Water Resource Department , Govt. of Bihar,Patna.
3. The Dy. Secretary, Minor Water Resource Department , Govt. of Bihar,Patna.
4. The Chief Engineer, Minor Water Resource Department , Govt. of Bihar,Patna.
5. The Superintending Of Engineer 'Cirle' Minor Water Resource Department , Govt. of Bihar,Patna.
6. The Executive Engineer, Minor Water Resource Division Jehanabad.

... .. **Respondents**

Appearance :

For the Petitioner	:	Mr. Bindhyachal Singh, Advocate Mr. Satya Prakash, Advocate and Ms. Smriti Singh, Advocate
For the State	:	Mr.Gautam Kumar Yadav, AC to GP 26

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 06-03-2019 Heard learned counsel for the petitioner as well as
learned counsel appearing for the respondents.

It is submitted by petitioner's counsel that claim of
regularization of petitioner's husband is now to be considered in
light of Full Bench decision in the case of **Mobina Khatoon Vs.**
State of Bihar and others, reported in **2019(2) BLJ (9) FB**.

Since claim of the petitioner is to be considered by the
Chief Engineer, Minor Water Resource Department , Govt. of
Bihar, Patna (respondent no.4), no useful purpose would be



served by keeping the writ petition pending. In view of the admitted position that the issue is now covered by the aforementioned Full Bench decision, this Court would only observe that the rejection of claim of the petitioner by earlier order dated 10.12.2014, issued by the Secretary, Minor Water Resources Department, Bihar, Patna, will not stand in the way of consideration of petitioner's claim in light of judgment of the Full Bench taken note of hereinabove.

Respondent no.4 would be obliged to consider claim of petitioner afresh in light of the Full Bench judgment in the case of **Mobina Khatoon (supra)** within a period of three months by a reasoned and speaking order.

Writ petition stands disposed of.

(Madhuresh Prasad, J)

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