

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1791 of 2019

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Lala Nand Mohan Prasad Ambastha Son of Late Ambika Prasad resident of
Village- Kachahri Road Bhatgaon, P.S.- Barh, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Bihar, Patna.
2. The Secretary-cum- Inspector General of Registration, Patna (Bihar).
3. The District Magistrate, Patna.
4. District Sub- Registrar, Barh, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Prem Kumar Advocate Mr. Uma Shankar Advocate
For the Respondent/s	:	Mr.Anil Kumar Sinha GA-1 Mr. Pawan Kumar AC to GA-1

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 01-02-2019 Heard the learned counsel for the petitioner and

the State.

The petitioner who initially was appointed as an
Extra Clerk was later regularized in service by government
and he superannuated in the year 2000.

Learned counsel for the petitioner submits that he
needs to be paid the benefit of financial progression in terms
of the Rules framed in that regard in the year 2003 as he
was not given any promotion for twenty years that he served
the department.



Learned counsel for the State on the other hand has contended that the Rules of financial progression, i.e. the A.C.P. Rules came in the year 2003 and the cadre rules were formulated in the year 2004 which required any person to be eligible for financial progression or promotion to pass departmental examination as well as accounts examination in particular. Since the beneficial scheme was brought into existence much after the superannuation of the petitioner, no direction in that regard can be issued to the respondents.

There is no merit in the writ petition and thus the same is dismissed.

(Ashutosh Kumar, J)

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