

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.2230 of 2017

Arising out of

Civil Writ Jurisdiction Case No.1540 of 2016

Mahendra Kumar son of Sukhdeo Resident of Village- Amwa West, P.S.
Turkaulia, District- East Champaran.

... .. Petitioner/s

Versus

1. Sri R. K. Mahajan, I. A. S., Principal Secretary, Human Resource
Department, Government Of Bihar, Patna.
2. Sri Iftikhar Ahmad, District Programme Officer, Motihari, East Champaran.
3. The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Naresh Chandra Verma, Advocate
For the Opposite Party/s : Mr. P.M. Sharan, AC to AAG 15

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 30-07-2019

Heard learned counsel for the petitioner and learned AC
to AAG 15 for the State.

2. The present application has been filed by the
petitioner alleging wilful and deliberate disobedience of order
dated 28.09.2016 passed in CWJC No. 1540 of 2016.

3. By the said order, the authorities were required to
consider the case for regularisation of service of the petitioner in
terms of various other orders of the Court, including the Hon'ble
Supreme Court.



4. In the show cause filed on behalf of the opposite parties the stand is that the case of the petitioner has been rejected for various reasons which have been indicated.

5. Copy of the show cause having been served on learned counsel for the petitioner and there being no reply, the Court cannot take into consideration the materials which are not on record with regard to considering as to whether the authorities have rightly or wrongly rejected the claim for regularisation of service of the petitioner.

6. In such view of the mater, the application stands disposed off.

7. However, it shall be open to the petitioner to assail the order rejecting his claim for regularisation before the appropriate forum, in accordance with law.

(Ahsanuddin Amanullah, J)

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