

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.220 of 2019

=====

Satyadeo Singh S/o- Ram Prasad Singh, Resident of Village and P.S.-
Dahiwar, District- Buxar.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Principal Secretary, Department of Home, Bihar, Patna.
3. The Director General of Police, Bihar, Patna.
4. The Inspector General of Police, Tirhut Range at Muzaffarpur.
5. The Deputy Inspector General of Police, Champaran Range, Bettiah, West Champaran.
6. The Superintendent of Police, East Champaran at Motihari.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr.Ansuman Singh
		Mr. Ramakant Yadav
For the Respondent/s	:	Mr.Ravi Verma, AC to GP 4

=====

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 11-07-2019 Heard counsel for the petitioner and counsel for the
respondents-State.

Short point raised by Mr. Ansuman Singh is that
impugned order purporting to dismiss the petitioner from
service dated 04.03.2016 after petitioner's retirement on
28.02.2016 is unsustainable as no such order could have been
passed since master servant relation had admittedly ceased to
exist on 28.02.2016.

Counter affidavit merely states that after due
opportunity, order has been passed. On the said point raised by



the petitioner in his writ petition there is no denial.

Upon petitioner's retirement on 28.02.2016 master and servant relationship ceased to exist. Authorities thereafter had no disciplinary control over the petitioner. Thereafter, no order dismissing or terminating the petitioner from service could be issued on 04.03.2016.

On this ground alone, impugned order is unsustainable in the eye of law.

Writ petition is allowed.

(Madhuresh Prasad, J)

s.hassan/-

U			
---	--	--	--

