

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.13734 of 2017**

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Ramjee Prasad, S/o Late Shyam Lal Sao, resident of Mohalla- Nuruddin Ganj, P.O. Madav Mills, Patna City, P.S. Malsalami, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Department of Education, Bihar, Patna.
3. The Director, Higher Education, Bihar, Patna.
4. That Principal, Government Women's College Gulzarbagh, Patna.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Rakesh Kumar, Advocate  
For the Respondent/s : Mr. Ashutosh Ranjan Pandey-AAG15

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      20-02-2020                      Petitioner had superannuated in 2013 after rendering 37 years of service.

Learned counsel appearing on behalf of the petitioner submits that respondents have introduced MACP Scheme which provides 3<sup>rd</sup> MACP on completion of 30 years of service. Counsel submits that petitioner is qualified for grant of 3<sup>rd</sup> MACP but due to the reluctance of the respondents, petitioner has not been granted the benefit of 3<sup>rd</sup> MACP.

Considering the fact that the petitioner has superannuated in 2017, the writ petition is disposed of with the direction to the respondents to examine the claim of the petitioner for grant of 3<sup>rd</sup> MACP under the MACP Rules and if it



is found that 3<sup>rd</sup> MACP is admissible on completion of 30 years of service, the claim of the petitioner should be considered accordingly and he should be granted the benefit of the same. Appropriate decision in this regard, with all consequential benefit, must be taken within the maximum period of four months from the date of receipt/production of a copy of this order.

With the aforesaid, the writ petition stands disposed of.

**(Anil Kumar Upadhyay, J)**

Rishi Kumar/-

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