

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2882 of 2019

Dr. Rajeshwar Prasad @ Rajeshwar Prasad, Son of Uma-Shankar Prasad,
Resident of Hospital Road, Nawada, P.O., P.S. and District- Nawada, at
present posted as Medical Officer, Primary Health Center (P.H.C) Giriyaik,
Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar through the Commissioner cum Secretary, Department of Health, Government of Bihar, Patna
2. The Commissioner cum Secretary, Department of Health, Government of Bihar, Patna
3. The District Establishment Committee, through its Civil Surgeon, Nawada at Bihar Sharif
4. The Civil Surgeon cum Chief Medical Officer, Nalanda at Bihar Sharif
5. Dr. Ramendra Kumar, Medical Officer, Primary Health Centre, Ben, Nalanda P.O. and P.S. Ben, District- Nalanda

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Mahendra Prasad Bhartee, Advocate
For the Respondent/s : Mr. S.D. Yadav, AAG-9

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 11-06-2020 This matter was mentioned for listing on urgent basis,
which was allowed by Hon'ble the Chief Justice.

Accordingly, the same has been listed today for
consideration through video conferencing in view of the
nationwide lockdown on account of COVID-19 pandemic.

The learned counsels are appearing and making
submissions from their residence. The Court Master and
Secretary are also part of this virtual Court proceedings from
their homes, all with the aid of audio visual technology.



Heard Mr. Mahendra Prasad Bhartee, learned counsel for the petitioner as well as learned counsel appearing for the State.

From the counter affidavit, it appears that the grievance of the petitioner has been redressed and he has been kept at P.H.C. Giriyak, Nalanda as stated in paragraph 6 of the counter affidavit

The said averment made in the counter affidavit, a copy of which was served on the petitioner's Counsel way back on 09.07.2019, has not been denied or disputed as no rejoinder thereto has been filed.

The petitioner's Counsel submits that there is some dispute regarding the petitioner's drawing and disbursing power. If there is such dispute or any other issue, the petitioner would be at liberty to raise the same before the appropriate authority.

Since the grievance of the petitioner raised in the instant writ proceedings is already redressed, the same is dismissed as being infructuous.

(Madhuresh Prasad, J)

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