

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1142 of 2018

In
Civil Writ Jurisdiction Case No.20294 of 2016

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1. Satendra Singh son of Sri Suran Rai Resident of Village- Sishbania Police station Uchkagaon, District Gopalganj.
 2. Mukhtar Ahmad son of Yasin Mian Resident of Village Patar, Police Station Raghunathpur, district Siwan.
 3. Ranjit Chaudhary @ Ramjit Chaudhary, son of Sahdeo Chaudhary Resident of Village- Bishunpura, Police Station- Nautan District siwan.
 4. Shivji Prasad son of Late Sagwan Chaudhary Resident of Village Motpur chiktoli Police Statio- Mirganj District Gopalganj.
 5. Ram Udai Prasad son of Ramashray Prasad Resident of Village- Sabreji Police station- Mirganj district Gopalganj.
 6. Babu Ram Chaudhary son of late Janaradan Chaudhary Resident of Village Ram Nagar, Police Station Bhore, District Gopalganj
 7. Mahendra Sahni Son of late Radhe Sahni Resident of Village- Chaumukh, Police StationPost Office- Vijaypur, District- Gopalganj.
 8. Kailash Thakur Son of late Sitaram Thakur Resident of Village- Bindusar, P.S. and District- Siwan.

... .. Appellant/s

Versus

1. The State of Bihar through District Magistrate, Vaishali.
2. The Chief Secretary, Government of Bihar, Old Secretariat, Patna, Bihar.
3. The Principal Secretary, Department of General Administration, Old Secretariat, Patna.
4. The Principal Secretary, Minor Irrigation, Government of Bihar, Patna.
5. The Chief Engineer, Minor Irrigation Department, Muzaffarpur.
6. The Superintending Engineer, Minor Irrigation Department, Chapra.
7. The Executive Engineer, Minor Irrigation Division, Siwan.
8. The Assistant Engineer, Minor Irrigation Division, Siwan.
9. The Executive Engineer, Minor Irrigation Division, Gopalganj.
10. The Assistant Engineer, Minor Irrigation Sub - Division, Gopalganj.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Karyanand Sharma, Adv.
For the Respondent/s : Mr. Sanjay Kumar Ghosarvey, AC to AAG3 AAG3

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
and
HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER



(Per: HONOURABLE MR. JUSTICE SHIVAJI PANDEY)

4 04-02-2020 Heard learned counsel for the parties.

In the present case, the appellants are seeking relief of regularization in service as they have worked for the period 1979-84 and from 2001-02.

The finding has been recorded by the writ court that there is no material on record to support valid appointment of the petitioners on daily wages and the circular of the Department of Personnel and Administrative Reforms dated 18.6.1993 also does not support the claim of the present appellants.

Inasmuch as, the appellants are out of service from 2001-02 and, till date, they have never been engaged, the question of regularization of the present appellants does not arise in the year 2020.

We do not find any merit in this appeal and the same is, accordingly, dismissed.

(Shivaji Pandey, J)

(Anjani Kumar Sharan, J)

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