

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1191 of 2018

In

Civil Writ Jurisdiction Case No.20301 of 2010

Bandana Prakash D/o Late Vijay Pratap Rajiv, R/o Servant Quarter, P.M.C.H.
Campus, P.S.-Pirbahore, District-Patna ... Appellant

Versus

1. The State of Bihar
 2. Commissioner Cum Secretary Health Medical Education And Family Welfare, Govt. of Bihar, Patna.
 3. Director Health Services Govt. of Bihar, Patna.
 4. The Secretary Health Services, Govt. of Bihar, Patna.
 5. Superintendent Patna Medical College Hospital, Ashok Raj Path, Patna.
- Respondents

Appearance :

For the Appellant : None

For the Respondents : AC to Mr. S.D. Yadav- AAG9

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

and

**HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

**(Per: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA)**

3 08-01-2020 No one appears for the appellant on repeated calls.

However, learned AC to AAG 9 is present.

Interlocutory Application No.8038 of 2018 has been
filed under section 5 of the Limitation Act for condoning the
delay of 76 days in filing of this appeal.

Delay in filing of this appeal is condoned and
accordingly I.A.No.8038 of 2018 stands disposed of.

Father of the appellant died in the year 1996 and at
the time of death of her father, she was only aged about 6 years



and 8 months. However, she attained majority in the year 2008 and, thereafter, she applied for her appointment on compassionate ground. Learned Single Judge dismissed the writ application passing the impugned order on the ground that the claim of the appellant was time barred. It appears that the appellant's father died in the year 1996, whereas claim for compassionate appointment was made in 2009, i.e. after lapse of 13 years.

In the facts and circumstance of the case, we do not find any ground to interfere into the impugned order and, accordingly, this Letters Patent Appeal stands dismissed.

(Hemant Kumar Srivastava, J)

(Prabhat Kumar Singh, J)

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