

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No 1243 of 2020

=====

Kishori Mohan Son of late Shiv Prasad Arya, Resident of Rahamatganj, Post
-Masaurahi, Distt. Patna, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Transport Department ,
Vishwsaraiya Bhawan, Bailey Road, Patna, Bihar.
2. The Principal Secretary, Transport Department, Patna, Bihar.
3. Bihar State Road Transport Corporation through the Administrator, Birchand
Patel Marg, Patna, Bihar.
4. The Administrator, Bihar Road Transport Corporation, Birchand Patel Marg,
Patna, Bihar.
5. The Chief Accounts Officer, Bihar Road Transport Corporation, Birchand
Patel Marg, Patna-1
6. The Divisional Manager, Bankipur Division, BSRTC, Gandhi Meadan,
Patna.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Jha
For the Respondent/s : Mr.Chitranjan Sinha (Paag2)

=====

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date : 18-02-2020

Heard learned counsel for the petitioner and the
respondent-Corporation.

2 The writ petition has been filed claiming monetary
benefits on account of second time bound promotion and the other
benefits arising out of the same. The petitioner had earlier moved
this Court in CWJC No 13854 of 2018. The writ petition was
disposed of to enable the petitioner to file a representation before



the Administrator of the Bihar State Road Transport Corporation (for brevity, the *Corporation*) for consideration. Upon consideration thereafter, one order has been passed on 20.08.2019 bearing Memo No 3080 by the Administrator. From perusal of the order, it appears that in view of the financial crunch in the Corporation, a Revival Package was prepared and submitted before the Apex Court in the proceedings arising out of Civil Appeal No 7290 of 1994 in the matter of Suraj Deo Singh -Versus- State of Bihar & Others. The Committee, which had submitted the Revival Package, it appears, had rejected such claims. Decision of the Committee was accepted by the Apex Court in Civil Appeal No 7290 of 1994. The petitioner's claim, therefore, could not be considered favourably since the terms of the Revival Package does not permit such benefit to the petitioner.

3 Learned counsel for the petitioner submits that it is the specific case of the petitioner that arrears of second time bound promotion has been paid to one Kamta Sao, Accountant of the Corporation and some other employees of the Corporation from time to time.

4 Such vague statement made by the petitioner cannot be relied upon to discredit the stand taken by the Administrator in his order dated 20.08.2019. No details have been given by the



petitioner as to whether the same persons have been paid after the Revival Package has been submitted before the Apex Court, or prior thereto.

5 No case has been made out for issuance of any direction in favour of the petitioner. Writ petition is dismissed.

(Madhuresh Prasad, J)

M.E.H./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	05.03.2020
Transmission Date	NA

