

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9300 of 2021

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Ali Hussain Siddiqui, S/o Amzad Hussain, Permanent Address Takia, Birdaban, Gopalganj, Pin - 841440, at present Pitman, P.O. and District Gopalganj, Pin - 841428.

... .. Petitioner/s

Versus

1. The Union of India through Secretary, Ministry of Home Affairs, North Block, New Delhi - 110001.
2. The Secretary Ministry of Communication, Union of India, Sanchar Bhawan, 20 Ashok Road, New Delhi - 110001.
3. The Director Postal Service (HQ) Office of the Chief Postmaster General, Bihar Circle, Patna - 800001.
4. The Chief Post Master, Meghdoot Bhawan, Postal Circle Patna - 800001.
5. The Superintendent of Post Office, Station Road, District - Siwan - 841226.
6. The Post Master, General Regional Office, Muzaffarpur, Pin - 842001.
7. The Chairman, BSEB, Patna - 800001.
8. The Director, Central Bureau of Investigation Plot No. 5B, CGO Complex, Lodhi Road, New Delhi- 110003.
9. The State of Bihar through Chief Secretary, General Administration, New Secretariat, Patna - 800015.
10. Additional Chief Secretary, General Administration Department, Govt. of Bihar, Patna - 800015.
11. The Principal Maya Chota Uchha Vidyalaya cum Inter College, Uchhakaon, Gopalganj, Pin - 841425.
12. Shamsul Aalam @ Md. Aalam, S/o Late Quammuddin Ansari, aged about 60 years, R/o Village and P.O. - Songarwa, P.S. Phulwaria, District - Gopalganj Pin - 841425.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Navin Kumar, Advocate, Mr. Rakesh Kumar Jha, Advocate
For the Respondent/s	:	Mr.Manish Kumar (GP-4) Mr. Dr. K.N. Singh (ASG) Mr. Girigish Kumar, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)



Date : 20-07-2021

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s).

“a) Commanding the respondents to enquire into the matter by the independent agency or special investigation team after lodging F.I.R. about the role of the authority concerned in allowing in service, payment of salary and other consequence service benefit in favour of respondent No.12 to the post of Post Master of Songarwa Post Office, Gopalganj who enter into the service after playing fraud and suppression about same person, two date of birth, and two matriculation certificates date of birth 04.08.1949 Roll No. 0038 a regular candidate of Bhu. Zila School, Daltenganj from B.S.E.B secured third Division in the name of Shamrual Aalam in the year 1966 (S) and secured appointment letter on basis of fake matriculation certification with date of birth 08.02.1968, Roll No. 0785, Roll code- 09307 in the year 1990 with first division marks from Maya Chhota High School Uchakagaon, Gopalganj under BSEB, Patna and also role of respondent no.12 getting appointment letter after making fraud resulting loss of Public money and cause to wrongful gain of R. No. 12 in continuing as Post Master in Songarwa Post Office, Gopalganj after appointment in the year 1998.

b) Also commanding respondents to recover salary and monitory benefit paid to the R.No. 12 on the basis of matriculation certificate in the year 1990 with DOB 08.02.1968, Roll No. 0785, Roll Code-09307 with Maya Chhata High School Uchakagaon with first division from B.S.E.B, Patna after suppressing actual date of birth 04.08.1049 passed in the year 1966 with Roll No. 0038 securing 3rd division in the name of Shamsul Aalam from Zila Daltenganj undr B.S.E.B. Patna in order to compensate of loss Public money.

c) Also commanding respondents to take appropriate action against the erring respondents who failed to discharge their duty in payment of salary to Post Master in favour to that the R. No. 12 and not taking departmental criminal against R.No. 10.

d) And also for necessary action order/orders/ direction for which petitioner entitle in eye of law as well as facts of the case.”



Learned counsel for the petitioner seeks permission
to withdraw this petition.

Permission is granted.

This petition is dismissed as withdrawn.

(Sanjay Karol, CJ)

(S. Kumar, J)

Rajiv/veena-

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

