

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7056 of 2020

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Ragini Kumari alias Raginee Kumari Wife of Bimlesh Kumar Bimal Resident
of Village- Bel Road Obra, P.S. and P.O. Obra, District- Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Rural Development
Department, Govt. of Bihar, Patna.
2. The District Magistrate, Aurangabad.
3. The Deputy Development Commissioner, Aurangabad.
4. The Sub Divisional Officer, Daudnagar.
5. The Block Development Officer, Daudnagar.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar, Advocate
For the Respondent/s : Mr.Lalit Kishore (AG)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

5 13-01-2021 Heard learned counsel for the petitioner and the

State.

The petitioner is aggrieved by the order of
termination dated 20.03.2020 as contained in Memo No. 65
dated 21.03.2020 passed by the Deputy Development
Commissioner, Aurangabad, Annexure-6 to the writ petition.

From the order as contained in Annexure-6 it appears
that there are serious allegations against the petitioner but
allegation itself is no ground to terminate the petitioner without
following the principles of natural justice and fair play. The
order was passed without opportunity of hearing to the



petitioner. It is now well settled that no order visiting evil or civil consequences can be passed without compliance of natural justice. Indisputably the order as contained in Annexure-6 was passed without opportunity of hearing and only on the basis of allegation, the order of termination has been passed against this petitioner. Such order is lawless and cannot sustain. It is accordingly, quashed.

As a consequence of quashing of the order of termination, as contained in Annexure-6, the petitioner is directed to be reinstated with all consequential benefits.

With the aforesaid, the writ petition stands allowed and disposed of.

(Anil Kumar Upadhyay, J)

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