

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.35 of 2021

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1. Md. Sahroj Alam S/o Md. Sidhiki Resident of Village- Gyandov Ward No.2, P.O. Amour, P.S. Amour, District- Purnea, and worked as Instructor from 1994 to 1994.
 2. Ajay Kumar S/o Anandi Prasad Yadav Resident of Village- Devottar, P.S. Banmankhi, District- Purnea and worked as Instructor from 1995-2000.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Principal Secretary, Department of Personnel and Administrative Reforms, Govt. of Bihar, Patna.
4. The Director, Mass Education, Govt. of Bihar, Patna.
5. The District Education Officer, Purnea.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Kumar Vishoka Nand, Adv.
For the Respondent/s : Mr. Abhanjalli, AC to GA-12

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
ORAL JUDGMENT

Date : 27-10-2021

Learned counsel for the petitioners is hereby directed to
furnish a copy of writ petition to the learned counsel for the State.

2. In the instant petition, petitioners have prayed for
following reliefs:

“(A) For issuance of an appropriate writ/order
direction especially in the nature of mandamus
directing the respondents authority to absorb the
petitioner on the post of class-II to class-IV
under the employment of State Govt. as the
petitioner is exinstructors of non formal
education including the order several rounds
respondents authorities have already absorbed



the non formal supervisor class III post in the light of order passed by this Hon'ble Court.

(B) For issuance of any appropriate writ(s) rules or direction especially in the nature of mandamus direction the respondents give a similar treat as the case of other several similar situated has been considered by this Hon'ble High Court as well as by the Hon'ble Apex Court.

(C) For issuance of an appropriate writ(s) rules or direction this Hon'ble Court may found fit and proper to the facts and circumstances of the case as well as for which the case petitioner may be found entitled their.”

3. The grievance of the petitioners is only for issuance of direction to the concerned respondent to consider their names for absorption in the concerned department.

4. The concerned department is hereby directed to take note of the grievance of the petitioners and redress the same in accordance with law to the extent that whether petitioners are entitled for absorption in the respective department or not. If the petitioners fulfill the requisite criteria for absorption, in such manner, necessary action to be taken to absorb their services in the concerned department. In the event, petitioners are not entitled to absorb in the respective department, necessary speaking order shall be passed and communicated to the respective petitioners. Above exercise be completed within a period of four months from the date of receipt of this order.



5. With the aforesaid observation, the writ petition stands disposed of.

(P. B. Bajanthri, J)

rakhi/-

AFR/NAFR	
CAV DATE	N.A.
Uploading Date	29.10.2021
Transmission Date	

