

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1329 of 2019

In
Civil Writ Jurisdiction Case No.135 of 2019

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Manibhushan Singh S/o Ram Prasad Singh Resident of Village- Murli
Basantpur, P.O. Murli Basantpur, P.S. Bangaon, District Saharsa Bihar.

... .. Appellant/s

Versus

1. The State of Bihar through Secretary, Labour Employment and Training
Department, Govt. of Bihar, Patna
2. Commissioner Koshi Division, Saharsa
3. District Magistrate Saharsa
4. Deputy Collector Establishment, Saharsa

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Anil Kumar Mukund, Advocate
For the Respondent/s : Mr.

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 24-02-2021 This appeal is directed against the order dated

05.09.2019, passed in C.W.J.C. No. 135 of 2019, titled as

Manibhushan Singh Vs. The State of Bihar & Ors., by a learned

Single Judge of this Court.

The impugned order, in toto, reads as under:

“The petitioner has raised the claim
of regularisation in the instant proceedings.

The stand of the respondents is that the
petitioner was placed at serial No. 6 in the panel and
none below the petitioner in the unreserved category



has been selected. The petitioner therefore was not entitled to any regularisation.

It is submitted by petitioner's counsel that the post against which the petitioner was entitled to be regularised has been given to one candidate from the reserved category. He submits that he would be approaching the authorities assailing the regularisation of one Sri Mahadeo Prasad Yadav.

In view of the said submission, since the issue has to be considered by the authorities, no orders are required to be passed in the instant proceeding.

The writ petition is dismissed."

The present appeal is totally misconceived.

Reluctantly, we allow the appellant to withdraw the present appeal enabling him to take recourse to such remedies as are otherwise available in law.

(Sanjay Karol, CJ)

(S. Kumar, J)

K.C.Jha/-

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