

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4561 of 2021

=====

Niranjan Kumar Singh, Son of Sri Anand Kishore Singh, Resident of Village-
Ranabigha, P.S.-Barh, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Home Secretary, Bihar Government, Patna.
2. The District Magistrate, Patna.
3. The Circle Officer, Barh, District-Patna.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Binod Pd. Singh
For the Respondent/s : Mr. Sajid Salim Khan, SC-25

=====

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

Date : 01-02-2022

The matter is heard via video conferencing due to
circumstances prevailing on account of the COVID-19 pandemic.

2. In the instant petition, petitioner has prayed for
following reliefs:-

“1. That the present writ petition is
in the nature of mandamus and other writ(s) for
direction(s)/order(s)/command(s) to the
Respondents:

(i) To absorb the petitioner on the
post of regular Jeep Driver in the Departments of
Bihar Govt.

(ii) To publish the advertisement to
select the vehicle driver in the Departments of
Bihar Govt. in which petitioner may be selected
on priority basis condoning his age and
education.

(iii) To award the cost against the
authority concerned who is taking services by the
petitioner from April 2005 on daily wage to till



now.

(iv) To give this petitioner equal pay for equal work from April 2005 to till now.

(v) To give litigation cost to the petitioner because the respondents has compelled this petitioner to file the present writ petition.

(vi) To give other(s) relief(s) to the petitioner for which the petitioner is entitled for?”

3. Petitioner has not submitted any representation demanding that he is entitled to be absorbed nor he has pointed out that he has a vested right.

4. In the light of Apex Court’s decision in the case of *Mani Subrat Jain V. State of Haryana & Ors.* reported in *A.I.R. 1977 SC 276*, the instant petition stands dismissed reserving liberty to the petitioner to submit representation for his absorption to the post of regular Jeep Driver to the competent authority. The competent authority is hereby directed to decide such representation to be submitted by the petitioner within three months from the date of receipt of representation.

(P. B. Bajanthri, J)

rakhi/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

