

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21753 of 2013

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Shanti @ Shanti Devi W/O Late Mathura Ram Resident of
Village- Mangolapur, P.O.- Jalalpur Bazar, P.S.- Jalalpur, District-
Saran (Chapra)

... .. Petitioner/s

Versus

1. The Union of India, through Ministry of Defence, New Delhi
2. The Ministry of Defense, 319-A.B Wing Sena Bhawan New
Delhi Through its Secretary
3. The Director (Establishment) Ministry of Defense, New Delhi
4. The Under Secretary Ministry of Defense, New Delhi- 110011
5. The Section Officer-Establishment- 1/Group-2, Ministry of
Defense, New Delhi

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rajesh Kumar, Advocate Mr. Nagendra Upadhyay, Advocate Mr. Pranesh Kumar Arya, Advocate Mr. Girish Chandra, Advocate
For Respondents	:	Mr. N. A. Shamsi, A.S.G Mr. Anjani Kumar Sharan, CGC
For Union of India	:	Mr. Binay Kumar Pandey, CGC

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 29-11-2022

Petitioner has prayed for the following reliefs:

“a) For issuance of a writ in the nature of
Mandamus or any other appropriate writ /writs
for commanding and directing the Respondent



authority the respondent authority concerned to direct the petitioner to appointed on compassionate ground for which she is liable in the interest of justice on appropriate post as her husband died in harness.

(b) For further commanding and directing the respondent authority Consider the case of petitioner in accordance with due process of law and get her appointed on stable post. so that she could maintain her family.

(c) For further commanding and directing the respondent authority to not make unnecessary and uncalled hindrance in making appointment of the petitioner on suitable post by way of compassionate ground and discharge her duty in accordance of law for which she is entitled.

(d) For any other relief/ reliefs for which she is found legally entitled by this Hon'ble court in light of present circumstance of this case.”

Learned counsel for the petitioner seeks permission to withdraw the present petition reserving liberty to approach respondent no.3 namely, The Director (Establishment) Ministry of Defense, New Delhi.

Liberty, as prayed for, is granted.

We have not expressed any opinion on merits. All issues are left open.

The present petition stands disposed of as withdrawn with the liberty aforesaid.



Interlocutory Application(s), if any, shall stand disposed of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

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AFR/NAFR	
CAV DATE	
Uploading Date	30.11.2022
Transmission Date	

