

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.8887 of 2021**

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Birendra Singh Son of Ramgach Singh Resident of Village- Lala Bhadsara,  
P.O.- Dulhin Bazar, P.S.- Dulhin Bazar, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through Executive Engineer, P.H.E.D., Patna.
2. The Treasury Officer, Secretariat Treasury Nirman Bhawan, Patna.
3. The Accountant, Establishment, P.H.E.D., Patna.

... .. Respondent/s

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**Appearance :**

|                      |   |                                    |
|----------------------|---|------------------------------------|
| For the Petitioner/s | : | Mr. Binay Kumar, Advocate          |
| For the Respondent/s | : | Mr. Lalit Kishore (Ag)             |
|                      | : | Mr. Upendra Pratap Singh, Advocate |

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

**Date : 04-01-2022**

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 the  
following relief/reliefs:

“That this writ application is being filed on  
behalf of the petitioner seeking a direction to the  
respondent authorities to make the payment the arrears of  
the 3<sup>rd</sup> Assured Career Progression Scheme (A.C.P.)  
differences amounting to Rs. 96,306/- with interest @  
18% p.a. from 01.04.2007 to till the date of payment and  
for other necessary relief/reliefs to which the petitioner be  
entitled in the facts and circumstances of the case at  
hand.”

3. The concerned respondent has not taken any decision on  
the petitioner’s representation in respect of relief sought in the



present petition. Though the petitioner was entitled to A.C.P. as on 01.04.2007, it was extended in the year 2018 and further actual payments have been made in the year 2020. The petitioner claims that he is entitled to arrears of amount on account of grant of 3<sup>rd</sup> A.C.P. and consequential interest. The same shall be examined by the competent authority and pass a speaking order as to whether petitioner is entitled to relief sought in the present petition or not? Such exercise shall be undertaken by the concerned respondent within a period of three months from the date of receipt of this order.

With the above observation, writ petition stands disposed off.

**(P. B. Bajanthri, J)**

GAURAV S./-

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