

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9025 of 2021

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Md. Nehal Son of Md. Rashid, resident of Urdu Mohalla, Chewara, P.S. - Chabra, District - Sheikhpura.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, General Administration Department, Government of Bihar, Patna.
2. The Principal Secretary, General Administration Department, Government of Bihar, Patna.
3. The Commissioner, Munger Division, Munger.
4. The District Magistrate, Sheikhpura.
5. The Block Development Officer, Chewara, District - Sheikhpura.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Pramod Kumar
		Mr. Arun Kumar
For the Respondent/s	:	Mr. Lalit Kishore (AG)

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
ORAL JUDGMENT
Date : 16-02-2022

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

Learned counsel for the State accepts notice for respondent nos. 1 to 5.

In the instant petition, petitioner has prayed for the following relief/reliefs:

“For issuance of an appropriate writ/writs, order/orders and direction/directions to the



respondents to consider the name of the petitioner against the sanctioned vacant post of Class IV category under the office of respondent no.5 since the petitioner has been discharging his duty as sweeper of the office of the respondent no.5 since the 1996 without any interruption.”

Perusal of the records, it is evident that petitioner has not submitted representation in respect of appointing him against the sanctioned post of Class IV category under the office of the respondent no.5. Further, it is learnt that the petitioner has not been paid salary. In this regard, petitioner pointed out Annexure-11 series application. In the light of these facts and circumstances, petitioner is at liberty to file representation for permanent appointment within a period of eight weeks from the date of receipt of this order. Insofar as payment of salary is concerned, respondent no.5 is hereby directed to examine Annexure-11 series and proceed to extend salary, if the petitioner is eligible. If he is not eligible, a necessary speaking order shall be passed and communicated to the him as to why the petitioner is not entitled to arrears of salary. Insofar as



consideration of appointment on permanent basis is concerned, respondent no.5 is hereby directed to decide the petitioner’s representation to be submitted within a period of two months from the date of receipt of representation.

With the above observation, writ petition stands disposed of.

(P. B. Bajanthri, J)

Ankit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	22.02.2022
Transmission Date	NA

