

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9406 of 2021

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Shyam Singh Thakur S/o- Late Raghav Singh Thakur Resident of Village-
Belahi, Pararia, ward No.-8, P.S.- Bihariganj, District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar Through its Principal Secretary, Public Health Engineering Department, Visheshwariaya Bhawan, Bailey Road, Patna.
2. The Engineer-in- Chief cum Special Secretary Public Health Engineering Department, Visheshwariaya Bhawan, Bailey Road, Patna.
3. The Chief Engineer, (Mechanical) P.H.E.D., Bihar, Patna, Bisheshwaraiya Bhavan, Bailey Road, Patna.
4. The Superintending Engineer P.H. Mechanical Circle, Bhagalpur, District- Bhagalpur.
5. The Executive Engineer Public Health Mechanical Division, Purnia.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Lalan Kumar Singh
For the Respondent/s : Mr. Lalit Kishore (AG)

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

Date : 17-02-2022

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 the respondents.

Learned counsel for the petitioner is hereby directed to serve copy of the petition, if it is not already served.

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

“The petitioner seek



indulgence of this Hon'ble Court to consider and compute the entire length of period commencing from work charge establishment to the date of absorption in permanent establishment i.e., 1988 to 29.11.2006 for the purpose of assured career progression scheme and pensionable service in the light of the statutory provision laid down by the State Government and also in pursuant to the order passed in the case of Prem Kumar Jha and others in a similar situation and the petitioner further prayed to grant all consequential benefits of service including fixation of salary and arrear of payment of the benefit of assured career progression scheme."

In support of the aforesaid relief, petitioner is relying on Annexure-4 and representation dated 06.01.2021. The concerned authority is hereby directed to examine the



petitioner’s grievance. If the petitioner is otherwise eligible for ACP and consequential benefit including retiral benefits, arrears of pay and pension, the same shall be extended to the petitioner. If the petitioner is not eligible, in that event, necessary speaking order shall be passed highlighting on what ground the petitioner is not entitled. The above exercise shall be completed within a period of three months from the date of receipt of this order.

With the above observation, writ petition stands disposed of.

(P. B. Bajanthri, J)

Ankit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.02.2022
Transmission Date	NA

