

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9746 of 2021

1. Vindeshwar Prasad Son of Late Vishundeo Prasad resident of village- Bangali Bigha, P.O.- Sohhathu, P.s. and District- Aurangabad
2. Ramprit Sharma Son of Late Sarvanand Sharma resident of village- Maulviganj, P.s.- Pauthu and District- Aurangabad
3. Nirmala Thakur Son of Late Jogi Thakur resident of village- Jasoiya, P.s. and District- Aurangabad
4. Naseem Ahmad Son of Late Mohammad Salim resident of Mohalla- Nawadih, P.s. and District- Aurangabad
5. Parshuram yadav Son of Late Ganesh Yadav resident of village....., P.s. and District- Aurangabad
6. Rana Pratap Singh Son of Late Arjun Singh resident of village- Singhda, P.s....., and District- Aurangabad
7. Ram Pravesh Singh Son of Late Nagina Singh resident of village- Dardha, P.s.- Goh and District- Aurangabad
8. Ram Pravesh Singh Son of Late Ram Charitar Singh resident of village- Brawali, P.s. and District- Aurangabad
9. Suman Kumar Son of late Rajdeo Yadav resident of mohalla....., P.s. and District- Aurangabad
10. Kamlesh Kumar Singh Son of Late Suresh Singh resident of village- Vilaspur, P.s.- Nabinagar and District- Aurangabad
11. Maheshwar Mochi Son of Late Sohrai Mochi resident of village- Itka, P.s.....and District- Aurangabad
12. Baijnath Prasad Singh Son of Late Nageshwar Prasad Singh resident of village- Beni, P.s.- Nabinagar and District- Aurangabad
13. Ram Pukar Singh Son of Late Kameshwar Singh resident of village- Bahlala, P.s.- Madanpur and District- Aurangabad
14. Bhuvaneshwar Prasad Singh Son of Late Ram Lal Singh resident of village- Labadna, P.s.- Obra and District- Aurangabad
15. Babu Ram Das Son of Late Gajadhar Ram resident of village- Urdina, P.s..... and District- Aurangabad
16. Ram Pravesh Das Son of Late Bipat Das resident of village- Terariya, P.O.- Shyam Nagar Nima, P.s..... and District- Aurangabad
17. Ram Naresh Pandey S/o Late Dina Nath Pandey r/o village- Ghatano, P.O.- Dihra Distt.- Aurangabad
18. Jagdish Ram S/o Late Ganesh Ram r/o village- Deshpur Bigha, P.O.- Amba, Distt.- Aurangabad
19. Mithilesh Kumar Singh S/o Late Jay Nandan Singh r/o village- Enka, P.O.- Amba Distt.- Aurangabad

... .. Petitioner/s

Versus



1. The State of Bihar through the Principal Secretary, govt. of Bihar, Patna
2. The Chairman Zila Parishad, Aurangabad
3. The Chief Executive Officer cum Deputy Development Commissioner, Zila Parishad, Aurangabad

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Anirudh Kumar Verma, Advocate
For the Respondent/s : Mr. Nikesh Kumar, Advocate

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

Date : 18-02-2022

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

2. Learned counsel *Mr. Nikesh Kumar* accepts notice for respondent Nos. 2 and 3.

3. Service of notice to respondent No. 1 is dispensed since 1st respondent is not a necessary and proper party.

4. In the instant petition, petitioners have prayed for the following relief/reliefs:

“That this petition in the form of mandamus is being filed for commanding and directing upon the concerned Respondents to grant A.C.P. in number as every petition is entitled as per period of service and pay the benefits accrued after granting promotion to the petitioners.”

5. In support of the aforesaid relief, petitioners submitted representations/applications *vide* Annexures 4 and 5 respectively. Therefore, respondent No. 3 – The Chief Executive Officer-cum-Deputy Development Commissioner, Zila Parishad,



Aurangabad is hereby directed to pass a speaking order as to whether petitioners are entitled to A.C.P. benefits or not? If they are entitled, in that event, necessary order shall be passed while extending monetary benefits. If they are otherwise not entitled, in that event, necessary speaking order shall be passed and communicated to the petitioners.

6. The above exercise shall be completed within a period of three months from the date of receipt of this order.

7. Accordingly, writ petition stands disposed off.

(P. B. Bajanthri, J)

GAURAV S./-

AFR/NAFR	
CAV DATE	
Uploading Date	23.02.2022
Transmission Date	

