

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9641 of 2020

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1. Shruti Kumari D/o Sri Arun Singh, R/o Village Kobil, P.S. Islampur, District - Nalanda.
 2. Navneet Kumar, S/o Sri Arun Singh, R/o Village Kobil, P.S. Islampur, District - Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar Through Addl. Secretary, The Bihar Urban Development And Housing Department (UD and HD), Government of Bihar, Vikas Bhawan, Bailey Road, Patna, Bihar.
2. The Secretary, The Bihar Urban Development And Housing Department (UD and HD), Government of Bihar, Vikas Bhawan, Bailey Road, Patna, Bihar.
3. The Addl. Secretary, The Bihar Urban Development And Housing Department (UD and HD), Government of Bihar, Vikas Bhawan, Bailey Road, Patna, Bihar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ajit Kumar
For the Respondent/s : Mr.Lalit Kishore (Ag)

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

Date : 06-01-2022

Heard the learned counsels for the parties.

2. In the instant petition, petitioners have prayed for
following reliefs:

“1. That this is writ application
praying for issuance of an appropriate
writ order, direction commanding the
Respondents for following reliefs:-

- i. For quashing of amended
list of selected candidates
followed by Amended
Result vide Intercepted
Notice, which published
as “Awashyak Suchna
dated 28/05/2020” (On



the Departmental website – www.urban.bih.nic.in) (**Annexure-4**) and may kindly declare the same as invalid to the extent against the Petitioners for the posts of Junior Engineer (Civil) on Contractual basis (Under the EWS Category) in the selection process of the Recruitment under Bihar Urban Development And Housing Department (UD & HD) against the advertised, advertisement vide Sankalp “Gyapank No. 2401 dated 18/07/2007 (**Annexure-1**). The Recruitment Advertisement has published and republished vide Press Release No. 6590/ 2019 (P.R. No. - 012284/ 15.12.2019) by the Respondent No. 3.

- ii. For setting aside the Rule No. 10 in the above said Recruitment Advertisement vide Sanlakp Gyapank No. 2401 dated 18/07/2007 as the same is arbitral and unilateral in nature and against the principle of natural justice.
- iii. For issuing direction to the Respondent No. 3 to consider the candidature of the Petitioners for the post of Junior Engineer (Civil) on Contractual basis (Under the EWS Category) under the



- Annexure- 1
advertisement as the
Petitioners have been
duly selected, published
and placed in the 1st list
of selected candidates
and called for
counselling.
- iv. For staying the operation
of Annexure- 4 during
pendency of the present
writ petition.
- v. For any other relief as
your Lordships may
deem fit and proper in
the facts and
circumstances of the
present case.”

3. In the instant petition, petitioner has not arrayed
the necessary and proper parties whose rights are likely to be
affected in the event petition is allowed.

4. Accordingly, the instant petition stands dismissed
for non-joinder of necessary and proper parties reserving liberty
to the petitioner to file fresh petition.

(P. B. Bajanthri, J)

rakhi/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

