

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10794 of 2020

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Anil Kumar Chaudhary Son of Ram Sagar Chaudhary Resident of Village-
Bharkot, P.S.- Nasriganj, Distt- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Panchayati Raj, Govt. of Bihar, Patna.
2. The Principal Secretary, Department of Panchayati Raj, Govt. of Bihar, Patna.
3. The Director, Panchayati Raj, Govt. of Bihar, Patna.
4. Bihar Staff Selection Commission, Patna through its Secretary.
5. The Chairman, Bihar Staff Selection Commission, Patna.
6. The Secretary, Bihar Staff Selection Commission, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dineshwar Mishra
For the Respondent/s : Mr. Kameshwar Kumar Gupta, GP 10

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

Date : 12-01-2022

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 is an application of issuance of appropriate writ (s), order (s) or direction commanding the Respondents No. 3 appoint the petitioner on the post of Panchayat Sevak/Secretary for which he is entitled to being Dalpaties and ignoring his valid claim, fresh step has been taken by the respondents to fill up the posts of Panchayat Secretary by the Secretary, Bihar Staff Selection Commission, Patna, which has caused serious prejudice to the petitioner and also for quashing of the order dated 31.01.2020 passed by the Respondent No. 3, as the same has infringed the fundamental



right of the petitioners conferred under article 14, 16 and 21 of the constitution of India.”

3. Short question for consideration in the present petition is whether such of those Dalpaties worked with the Respondent-Department are entitled to be appointed as Panchayat Sevak/Secretary or not? Such a decision shall be taken by the concerned Respondent in passing a speaking order. The above exercise shall be completed within a period of four months from the date of receipt of this order.

4. Accordingly, writ petition stands disposed off.

(P. B. Bajanthri, J)

GAURAV S./-

AFR/NAFR	
CAV DATE	
Uploading Date	19.01.2022
Transmission Date	

