

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20465 of 2021

Dr. Anita Ghosh W/o Dr. S.K.Paul, resident of Kanhauli Khadi Bhandar, near Dutta garden, Mushari, Muzaffarpur-842002, presently working on post of Associate Professor, H.O.D. English, R.D.S. College Muzaffarpur a constituent college of B.R. Ambedkar, Bihar University, Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary, Education Department, Bihar, Patna.
2. The Chancellor of Universities of Bihar, Raj Bhawan, Patna.
3. The B.R. Ambedkar Bihar University Muzaffarpur through its Registrar.
4. The Vice Chancellor, B.R. Ambedkar Bihar University, Muzaffarpur.
5. The Registrar, B.R. Ambedkar Bihar University, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajesh Dayal, Advocate
For the Respondent/s	:	Mr. Jitendra Kr. Roy 1 (Sc13) Mr. Sanjeev Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL JUDGMENT

Date : 28-01-2022

Heard Mr. Rajesh Dayal, learned Advocate for the petitioner and Mr. Sanjeev Kumar for the respondent/University. The State is represented by Mr. Jitendra Kumar Roy-1.

Pursuant to a communication made by the Registrar of Baba Saheb Bhim Rao Ambedkar Bihar University dated 02.12.2019 inviting applications in prescribed proforma for promotion to the rank of Reader/Professor under merit promotion scheme/career advancement scheme, the petitioner who has been rendering her services in the department of English as



Associate Professor applied for being considered for being promoted to the post of Professor.

Notwithstanding the aforesaid representation having been filed by the petitioner long time ago, no decision has as yet been taken and the petitioner has also not been informed about the outcome of the aforesaid representation.

Mr. Sanjeev Kumar, learned counsel for the University, however, has informed this Court that a general notice has been issued by the Registrar of the University on 20.09.2021 intimating all such candidates who had made such application before the Registrar that because of some amendment having been made in the rules regarding promotion and its further consideration in the Raj Bhawan, all decisions regarding promotion have been kept in abeyance temporarily.

In that view of the matter, such communication be taken as response to the representation preferred by the petitioner.

There is no necessity of this Court in directing the Registrar of the respondent/University to dispose of the representation of the petitioner as the petitioner has now come to know the reason for his representation not having been acted upon up till now.



However, in case the amendment in the statute is carried out and the petitioner still is eligible for being promoted under either merit promotion scheme or career advancement scheme, he shall file such application afresh in the prescribed format on being informed by the University forthwith which shall be taken into consideration by the concerned respondent without any delay.

With the aforesaid direction/observation, the writ petition is disposed off.

(Ashutosh Kumar, J)

krishna/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	31.01.2022
Transmission Date	

