

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No 153 of 2022

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Rajnish Kumar Son of Nand Kishor Prasad Resident of Village - Pachrukhiya,
P.S. - Hilsa, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary, Department of Agriculture, Bihar, Patna.
2. The Principal Secretary, Agriculture Department, Bihar, Patna.
3. The Director, Agriculture Department, Bihar, Patna.
4. The District Agriculture Officer, Banka.
5. The Sub- Divisional Agriculture Officer, Banka.

... .. Respondent/s

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Appearance :

For the Petitioner/s : M/s Priya Ranjan, Sanjeev Kr, Mukesh Kr, Advs
For the Respondent/s : Mr Sarvesh Kumar Singh, AAG XIII

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 16-09-2022 This case has been taken up today for consideration
through Video Conferencing.

Learned counsel for the petitioner seeks permission to
withdraw this writ petition for availing the remedy of appeal.

Permission is accorded.

He, however, raises an apprehension that the appeal
may not be entertained as having been barred by the period of
limitation, as prescribed in the Bihar Government Servants
(Classification, Control & Appeal) Rules, 2005.

Having considered the said submissions, the writ
petition is permitted to be withdrawn for availing the remedy of



appeal. Since the petitioner's claim was pending before this Court, time elapsed in the meantime, would be available to the petitioner to raise before the appellate authority for meeting the issue of delay.

Writ petition is disposed of.

If the appeal is filed within two weeks from today, the appellate authority would be under legal obligation to consider the same and dispose it of in accordance with law, within eight weeks thereafter.

(Madhuresh Prasad, J)

M.E.H./-

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