

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12607 of 2017

-
1. Bihar Agriculture Graduate Service Association through its General Secretary, namely Arun Kumar, son of Alakhdeo Singh, resident of village Police Station - Pandarak, District - Patna.
 2. Ajay Kumar Singh, son of Paras Nath Singh resident of village - Sabalpur, Police Station Rajgir, District - Nalanda, Vice - President of Bihar Agriculture Graduate Service Association.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Agriculture Department, Bihar, Patna.
3. The Principal Secretary, Finance Department, Bihar, Patna.
4. The Additional Secretary, Finance Department, Bihar, Patna.
5. The Director Agriculture, Bihar, Patna.
6. The Director (Administration)-cum-Additional Secretary, Department of Agriculture, Bihar, Patna.
7. The Deputy Director (Administration), Agriculture Department, Bihar, Patna.
8. The Chairman, Bihar Public Service Commission, Bailey Road, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. P.K. Shahi, Sr. Advocate Mr. Amit Kumar, Advocate Mr. Mukesh Kumar, Advocate
For the Respondent/s	:	Mr. Mrigank Mauli, Sr. Advocate Mr. Sanjay Pandey, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)
(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/Hon'ble Judges through Video Conferencing from their residential offices/residences. Also the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

8 11-01-2022 Petitioners have prayed for the following relief(s):



- I. For quashing the decision as communicated under letter no.216 dated 3.3.2017 issued under the signature of the respondent no.7 whereby and whereunder the claim of the petitioners has arbitrarily and erroneously been rejected by the respondents.
- II. To hold the cadre rules of Bihar Agriculture Sub-Ordinate service, category-I (Agronomy), 2014 and Bihar Agriculture Service, category-I (Agronomy) as notified under notification no.1264 dated 25.11.2014 and 4674 dated 14.10.2014 respectively to be arbitrary, unreasonable, violative of the Principle of Article 14 and contrary to the directives of the State Govt. and consequently quash both the cadre rules, 2014.
- III. For direction upon the respondents authorities to frame and notified the cadre rules afresh strictly in accordance with the decision and direction of the State Govt. as contained in letter no.6389 dated 28.9.1999 and letter no.6874 dated 20.9.2000 respectively.
- IV. To stay the process of recruitment to the post of Bihar Agriculture Service, category-I (Agronomy) in terms of Bihar Agriculture Service Rules, 2014 as initiated by the B.P.S.C. during pendency of the present writ application.
- V. For any other relief/reliefs to which the petitioners may be entitled to.



After the matter was heard for some time, Shri P.K. Shahi, learned senior counsel for the petitioners, under instructions from the assisting counsel, states that in view of intervening developments, at this stage, petitioners may be permitted to withdraw the present petition reserving liberty to file a fresh petition on the same and subsequent cause of action. Further, liberty be granted for early listing of the matter.

None can have any objection to the same.

As such, present petition permitted to be withdrawn in the aforesaid terms reserving liberty to file a fresh petition on the same and subsequent cause of action.

As and when any such petition is filed, the same shall be listed on priority basis.

Registrar (List) shall take appropriate action.

Interlocutory application, if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/Amrendra

U			
---	--	--	--

