

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.248 of 2018

In
Miscellaneous Jurisdiction Case No.1808 of 2014

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1. The State Of Bihar
 2. The Agriculture Production Commissioner, Department of Agriculture, Government of Bihar, New Secret
 3. The Secretary, Agriculture, Government of Bihar, New Secretariat, Patna.
 4. The Director, Horticulture, Bihar, Pant Bhawan, Bailey Road, Patna.

... .. Appellant/s

Versus

Binay Kumar Shukla S/o Late Girija Nandan Shukla, Resident of K4, Chandra Vihar Colony, Ashiana Digha Road, Patna.

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Sarvesh Kumar Singh (AAG-13) Mr. Rajat Kumar Tiwary (A.C. to AAG-13)
For the Intervener	:	Mr. S.D. Sanjay, (Sr. Advocate) Ms. Parul Prasad, (Advocate)
For the Respondent	:	Mr. Jagannath Singh, (Advocate)

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and

HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 13-12-2022

Intervener Applicant wants to have the benefit on par with the respondent-Binay Kumar Shukla on the ground that he is senior to Binay Kumar Shukla and it is also submitted that the Intervener Applicant has already invoked writ jurisdiction in seeking promotion to the post of Assistant Director and it is pending consideration. Intervener-Applicant cannot have two remedies at stretch, on the same subject.

In the light of these facts and circumstances



Intervener Application stands rejected.

Pursuant to the previous order promotion to the respondent to the post of Assistant Director has been ordered with certain conditions on 08.12.2022. In the result, the present LPA stands disposed.

(P. B. Bajanthri, J)

(Purnendu Singh, J)

Niraj/Aditya

AFR/NAFR	N.A.F.R.
CAV DATE	N/A
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