

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.714 of 2020

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Kiran Kumari Wife of Rajendra Rai, Resident of Village Mortazapur Makund,
Police Station Vaishali, District Vaishali at Hajipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Department of Education, Government of Bihar, Patna.
2. The Additional Chief Secretary, Department of Education, Government of Bihar, Patna.
3. The Director, Mass Education, Department of Education, Government of Bihar, Patna.
4. The District Magistrate, Vaishali at Hajipur.
5. The District Education Officer, Vaishali at Hajipur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar
For the Respondent/s : Mr. Ram Vinday Pd Singh, AC to GA-XII

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 04-07-2022 Petitioner has sought a direction on the respondent authorities to adjust/appoint the petitioner against Class-4 post in view of judgment and order dated 26.02.2016 passed by the hon'ble Apex Court in **SLP (C) No. 32079/2015**.

Petitioner earlier was Non-formal Instructor posted in the district of Vaishali, Hajipur and is claiming adjustment/appointment under a scheme for adjustment/appointment of Instructors, like the petitioner, in view of closure of the Non-formal Education Scheme with effect from 31.03.2001.

Learned State counsel upon instructions, submits that



in view of the decision of the Supreme Court dated 26.02.2016, petitioner's case is covered. In view thereof, the department has instructed that as and when vacancies are available, the claim of the eligible candidate is being considered in accordance with law.

In view of such stand of the respondent authorities, based on decision of the hon'ble Supreme Court (Annexure-3), it is not in dispute that no further order and direction are required, claim being admitted.

The writ application is disposed of in view of the stand of the respondent authorities.

(Madhuresh Prasad, J)

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