

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2009 of 2023

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Sudhanshu Kumar son of Birendra Rai, resident of Village- Rup Chhapara @
Sarangpur, P.S.- Sahebganj, District- Muzaffarpur.

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Bihar, Patna.
2. The Director (Secondary Education), Bihar, Patna.
3. The District Education Officer, Muzaffarpur.
4. The District Program Officer, Establishment, Muzaffarpur.
5. The Block Education Officer, BRC, Sahebganj, Muzaffarpur.
6. The Headmaster, Higher Secondary School, Sarangpur, Rup Chhapara, Sahebganj, Muzaffarpur.
7. The Chairman, School Education Committee, Higher Secondary School, Sarangpur Rup Chhapara, Sahebganj, Muzaffarpur.
8. The Secretary, School Education Committee, Higher Secondary School, Sarangpur Rup Chhapara, Sahebganj, Muzaffarpur.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr.

For the Respondent/s : Mr.Prabhakar Jha (GP27)

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 23-06-2023 No one appears for the petitioner. Mr. Prabhakar Jha,

learned GP-27 for the State is present.

In this case, the grievance of the petitioner is that while he is working as Night Guard since 11.09.2020, the District Programme Officer (Establishment), Muzaffarpur has vide letter dated 06.12.2022 issued directions for selection of Night Guard in Higher Secondary School, Sarangpur Rup Chhapra, Sahebganj, Muzaffarpur vide Annexure '8' to the writ application.



A perusal of Annexure '8' would show that the District Programme Officer (Establishment), Muzaffarpur received a letter bearing No. 6487 dated 16.11.2022 from the Incharge Headmaster of the School from which it appeared that two candidates namely, Shri Satyendra Rai and Shri Sudhanshu Kumar have been selected on the different dates against the post of Night Guard. The District Programme Officer (Establishment) has communicated the Headmaster of the school that as per direction of the District Education Officer, Muzaffarpur the dispute be resolved after calling a meeting of the school management committee and upon perusal of the materials and evidences.

In the above facts and circumstances, this Court agrees with the submission of learned counsel for the State that this writ application is prematured.

This Writ Application is, thus, dismissed with liberty to the petitioner that in case occasion so arises and he gets a cause of action, he will be at liberty to seek his remedy in accordance with law.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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