

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1431 of 2022

1. The Navodaya Vidyalaya Samiti (NVS) through the Commissioner, Navodaya Vidyalaya Samiti, Department of School Education and Literacy, Ministry of Education, Government of India, B-15, Institutional Area, Sector-62, Noida, District-Gautam Budh Nagar-201309 (UP).
2. The Deputy Commissioner, Navodaya Vidyalaya Samiti, Department of School Education and Literacy, Ministry of Education, Government of India, regional Office, Karpuri Thakur Sada, Kendriya Karyalay Parisar, Block-A and B, 5th Floor, Ashiyana Digha Road, Patna-800025 (Bihar).
3. The Principal Jawahar Navodaya Vidyalaya, District-Sitamarhi-843302 (Bihar).

... .. Petitioner/s

Versus

Raj Kumar Mishra Son of Sri Babu Saheb Mishra Post Graduate Teacher (Physics), Jawahar Navodaya Vidyalaya, Sitamarhi, Resident of Jaideo Patti, Ward-12 (Baliasi), District-Darbhanga-847405 (Bihar).

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Siddhartha Prasad, Advocate
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

13 27-03-2023 None appears for the respondent.

On 13.03.2023, we have passed the following order:-

“Service of notice to respondent is completed. In order to give one more opportunity, relist this matter on 27.03.2023.”

Since, there is no representation, we proceed to pass



order in the light of order dated 09.01.2023 passed in C.W.J.C.
No. 1221 of 2022.

Accordingly, petitioner-NVS has made out a *prima facie* case so as to interfere with the order of the CAT dated 21.10.2021 passed in O.A. No. 050/00339/2021 and it is set aside in the light of order dated 09.01.2023 passed in C.W.J.C. No. 1221 of 2022, insofar as respondent – Raj Kumar Mishra is concerned.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

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