

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16472 of 2016

=====

Amrita Kumari, Wife of Subodh Kumar Yadav, Resident of Village- Hirauti
Tole, Bangtahi, P.S. Tariyani, District- Sheohar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Director, I.G.D.S., Indira Bhawan, Patna.
2. The Collector, District- Sheohar.
3. The District Programme Officer, Sheohar.
4. The Child Development Project Officer, Tariyani, District- Sheohar.
5. Rinki Kumari, Wife of Shiv Shankar Patel, Resident of Village- Kurhani,
Ward no. 7, P.O. Hirota Dumma, P.S. Tariyani, District- Sheohar.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Verma
For the Respondent/s : Mr. Anjani Kumar- AAG 4

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 09-02-2023 In the writ application, the petitioner has prayed for
following reliefs:-

“1. For issuance of Certiorari, quashing
Order dated 07.06.2016 passed by the learned
Collector, Sheohar in Anganbari Appeal No.
20/15 whereby he has rejected the Appeal filed by
the petitioner without any legal consideration as
well as the Order dated 29.06.2015 passed by the
District Programme Officer, Sheohar vide Memo
No. 293 in Case No. 4/2015 whereby petitioner’s
selection as Anganbari Sevika has been declared
illegal.

2. For direction/order to the Respondents
for appointment of the petitioner as Anganbari



Sevika in Anganbari Centre No. 156, Ward No. 6,
Gram Panchayat, Hirota Dumma in Sheohar
District.”

Heard learned counsels for the parties.

The post of Anganbari Sevika / Sahahyka is not a post having security of tenure or protection under Article 311 of the Constitution of India. It does not fall within the purview of the State or subordinate services and is a post under a scheme regulated by guidelines of the State Government, which are not enforceable in law. The very nature of engagement provides for honorarium. It is purely a contractual engagement.

In view thereof, the writ petition would not lie with regard to the selection process of Anganwadi worker and is, accordingly, dismissed.

However, while dismissing the writ petition, it is observed that if the petitioner still feels aggrieved, she may approach the competent authority.

(Prabhat Kumar Singh, J)

Navya/-

U			
---	--	--	--

