

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.247 of 2019

In
Civil Writ Jurisdiction Case No.121 of 2015

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Awadh Narain Roy S/o Late S.N. Roy a resident of Mohalla- Ram Nagar Devi
Asthan Lane, Chiraiyan Tard, Police Station Jakkanpur, District- Patna

... .. Appellant/s

Versus

1. The State of Bihar
2. Principal Secretary Depart of Art, Culture (Museum) and Youth, Govt. of Bihar, Patna
3. Joint Secretary Depart of Art, Culture (Museum) and Youth, Govt. of Bihar, Patna
4. Secretary Finance Department, Govt. of Bihar, Patna
5. Accountant General Bihar, Patna

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Rajendra Prasad, Sr. Advocate Mr. Pramod Kumar, Advocate Mr. Ritesh Kumar, Advocate
For the Respondent/s	:	Mr. Sarvesh Kumar Singh (AAG 13)
For the AG	:	Mrs. Nvedita Nirvikar, Sr. Advocate

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 24-01-2023

In the present Letters Patent Appeal, appellant has assailed the order of learned Single Judge dated 08.01.2019 passed in CWJC No. 121 of 2015.

02. Core question for consideration in the present Letters Patent Appeal is whether appellant services rendered in the Central Government could be counted for the purpose of extending ACP benefit in the State of Bihar or not?



03. ACP Scheme is evolved by the State Government. The appellant could not apprise this Court with reference to Scheme of ACP how the service could be counted for the purpose of extending ACP benefit. Unless, there is a provision to count the service rendered in the Central Government for the purpose of extending ACP benefit, the appellant is not entitled.

04. At this point, the appellant could not apprise this Court that there was a provision to count service rendered in the Central Government for the purpose of claiming ACP benefit in the State of Bihar.

05. In the light of these facts and circumstances, appellant has not made out a case so as to interfere with the order of learned Single Judge dated 08.01.2019 passed in CWJC No. 121 of 2015. Accordingly, the present Letters Patent Appeal stands dismissed.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

Vikash/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	
Transmission Date	N/A

