

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4163 of 2023

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Gorelal Yadav Son of Late Haru Yadav @ Late Haro Yadav Resident of
Mohalla- Panditpur (Ward No.1), Rajgir, Police Station- Rajgir in the district
of Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Health,
Government of Bihar, Patna.
2. The Principal Secretary, Department of Health, Government of Bihar, Patna.
3. The Director-in-Chief, (Disease Control, Public Health Para Medical),
Health Services, Government of Bihar, Patna.
4. The Additional Director-cum-State Program Officer (Leprosy), Health
Building Sultanganj, Patna, Bihar.
5. The District Magistrate-cum-Collector, Nalanda.
6. The Civil Surgeon-cum-Chief Medical Officer, Nalanda.
7. The Additional Chief Medical Officer-cum-District Program Officer
(Leprosy), Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate
For the State : Mr. Ravi Kumar, AC to GP -13

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date : 01-09-2023

Heard learned counsel for the petitioner and learned
counsel for the State.

2. Petitioner's claim for grant of 3rd progression under
the Modified Assured Career Progression (for brevity



‘M.A.C.P.’) Scheme has been considered by the Additional Chief Medical Officer-cum-District Program Officer (Leprosy), Nalanda (respondent No. 7), who has recommended grant of the same vide letter dated 23-03-2021, bearing Memo No. 86 (Annexure- 4).

3. As per counter affidavit this recommendation is pending before screening committee at the Health Directorate, Bihar, Patna. Such stand, as per the counter affidavit filed on behalf of the respondent Nos. 5- 7, depicts a very undesirable state of affairs. Pendency of consideration of petitioner’s claim for benefits of financial progression, by now has remained illusive in the last 2 years, in spite of recommendation of respondent No. 7.

4. The Court, therefore, is directing the Director-in-Chief, (Disease Control, Public Health Para Medical), Health Services, Government of Bihar, Patna (respondent No. 3) to ensure that a final decision is taken, based on recommendation dated 23-03-2023, referred above, within four weeks from the date of receipt/production of a copy of this order.

5. The amounts found due and admissible, as a result of such consideration are also required to be paid to the petitioner within four weeks, thereafter.



6. Writ application is allowed with these directions.

(Madhuresh Prasad, J)

Raj kishore/-

AFR/NAFR	NAFR
CAV DATE	04-09-2023
Uploading Date	N/A
Transmission Date	N/A

