

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11501 of 2015

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Kumari Neeta Wife of Sri Ranjay Kumar R/o Village - Gopalpur, P.O. -
Jamuk, P.S. - Parasbigha, District - Jehanabad.

... .. Petitioner/s

Versus

1. The State Of Bihar through, Deputy Director, Welfare, Magadh Division,
Gaya
2. The District Magistrate, Jehanabad.
3. The State of Bihar through District Magistrate, Jehanabad.
4. The District Programme Officer, Jehanabad.
5. Child Development Project Officer, Jehanabad.
6. Mukhiya, Panchayat Larsa, Block - Jehanabad, District - Jehanabad.
7. Member Secretary, Panchayat Larsa, Block - Jehanabad, District -
Jehanabad.
8. Anita Kumari W/o - Birendra Kumar R/o - Gopalpur, P.S. - Parasbigha,
District - Jehanabad.
9. Pallawi Bharti Wife of Niranjana Kumar Resident of Village - Gopalpur, P.O.
- Jamuk, P.S. - Paras Bigha, District - Jehanabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Abhay Bhaskar, Adv. With Mr. Chaitanya Suarop, Adv.
For the State	:	Sanjeet Kumar Singh, Adv.

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**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL JUDGMENT

Date : 31-01-2023

1. In this writ petition grievance raised is relating to
appointment of Anganwadi Worker.

2. In **CWJC No. 21963 of 2014** decided on
12.12.2022 (Reena Kumari Vs. State of Bihar & Ors.,) this
Court has held that the post of Anganwadi Worker does not fall
within the purview of State or Subordinate Services. The post of



Anganwadi Worker is under a scheme introduced by Govt. of India and respective State Governments and regulated by guidelines which are non-statutory and therefore not enforceable in law. The appointment is on honorarium basis and no statutory procedure has been laid down.

3. Of course, under the guidelines, grievance against appointment of Anganwadi Worker can be raised before the Collector of concerned District with a further revision to the Commissioner.

4. Even the orders passed by the Collector or the Commissioner would not be a subject matter of judicial review as the power being exercised by them relating to a dispute of Anganwadi Worker is under guidelines and they do not act as a statutory authority while deciding such dispute. In view thereof, the writ petition would not be maintainable even against the orders of the Collector or the Commissioner.

5. Leaving it open to the respective writ petition to avail any of the aforesaid remedies, if they have not so availed, the writ petition is held to be not maintainable.

6. Accordingly, this writ petition is dismissed with the aforesaid liberty.

7. If an appeal/revision is filed, the same shall be



decided expeditiously within a period of six months and the question of limitation will not arise.

(Sanjeev Prakash Sharma, J)

Pravinkumar/-

Item No. 8

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	
Transmission Date	

