

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21905 of 2013

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Sangita Kumari D/O Rajendra Sahni, W/O Sri Kant Sahni Resident Of
Village - Agrail, P.O. - Champapur, P.S. - Waligaon, District - Vaishali

... .. Petitioner/s

Versus

1. The State Of Bihar, through Principal Secretary, Social Welfare Department,
Govt. of Bihar, Patna
2. District Magistrate, Vaishali
3. Commissioner, Tirhut Division, Muzaffarpur
4. District Programme Officer, I.C.D.S., Hajipur, Vaishali
5. District Welfare Officer, Vaishali
6. Child Development Project Officer, Patepur, Vaishali
7. Sub-Divisional Officer, Mahuwa, Vaishali
8. Block Development Officer, Mahuwa, Vaishali
9. Sarita Kumari W/O Sri Pankaj Kumar Resident Of Village - Agrail, P.O. -
Champapur, P.S. - Waligaon, District - Vaishali

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Diwakar Prasad Karn
For the Respondent/s	:	Mr. Sanjay Pandey Gp21
For the State	:	Mr. Uday Prasad, AC to GP-22.

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

ORAL ORDER

2 25-01-2023 In this writ petition grievance raised is relating to

appointment of Anganwari Worker

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 Anganwari Worker does not fall within the

purview of State or Subordinate Services. The post of

Anganwari Worker is under a scheme introduced by Govt. of

India and respective State Govts. 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.

Of course, under the guidelines, grievance against appointment of Anganwari Worker can be raised before the Collector of concerned district with a revision to the Commissioner.

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 Anganwari Worker is under guidelines and they do not act as a statutory authority while deciding such dispute.

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

In view thereof, the writ petition would not be maintainable even against the orders of the Collector or the Commissioner.

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

(Sanjeev Prakash Sharma, J)

Brajesh Kumar/-
Item no.61

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