

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20449 of 2014

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Sri Jagdish Prasad Singh Son of Late Nageshwar Prasad Singh, Resident of Mohalla - Jai Prakash Nagar, P.S. - Agam Kuan, District - Patna at present posted as Additional Collector, Nalanda at Bihar Sharif.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, General Administration Department, Government of Bihar, Patna.
3. The Additional Secretary, General Administration Department, Government of Bihar, Patna.
4. The Commissioner-cum-Conducting Officer, Kosi Division, Saharsa.
5. The Joint Secretary, General Administration Department, Government of Bihar, Patna.
6. The Deputy Secretary, General Administration Department, Government of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Subodh Kumar Jha, Adv.

For the Respondent/s : Mr.Priyadarshi Matri Sharan, AC to AAG-15

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 10-08-2023 The present writ petition has been filed seeking the following relief:-

“1. That this writ application is being filed for issuance of an appropriate writ/writs, order or orders in the nature of certiorari for quashing of the letter bearing Memo No. 13517/Patna dated 26.09.2014 issued under the signature of Additional Secretary, General Administration Department, Government of Bihar, Patna respondent no. 3 by which the respondent no. 3 has communicated the punishment awarded to the petitioner Under Section 14 of the Civil Service



(Classification, Control and Appeal) Rule 2005 and further awarded the punishment of "censor" and deduction of one increment with un-cumulative effect, without giving sufficient and reasonable opportunity of being heard and as much as without considering even the representation so filed by the petitioner against the alleged charges contrary to the law by this Hon'ble Court as well as by the Apex Court of India in this regard and further for any other appropriate relief or reliefs for which the petitioner is entitled in the facts and circumstances of this case.”

2. After some arguments, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to challenge the order dated 26.9.2014, by filing appropriate appeal. Liberty, so sought, is granted.

3. It is needless to state that in case, appropriate appeal is filed within a period of two weeks from today, the appellate authority shall consider the same on merits and dispose off the same, within a period of eight weeks, thereafter.

4. The present writ petition stands disposed off.

(Mohit Kumar Shah, J)

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