

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6126 of 2019

Dr. Arti Kumari @ Arti Kumari W/o Santosh Kumar Mishra Resident of flat
No. 201, C.M. Balajee Complex, Ashok Nagar, Road No.1/F, Kankarbagh,
P.S.-Kankarbagh, District-Patna.

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Health,
Government of Bihar, Patna.
2. The Joint Secretary, Department of Health Government of Bihar, Patna.
3. The Under Secretary, Department of Health Government of Bihar, Patna.
4. The Principal, Nalanda Medical College and Hospital, Kankarbagh, Old
Bypass, Patna.
5. The Principal, Patna Medical College and Hospital, Ashok Raj Path, Patna.
6. Dr. Vinita Singh, Associate Professor W/o Sri Ashok Singh Resident of
Telpa Kothi, Kadamkuan, P.S.-Kadamkuan, District-Patna.

... .. Respondents

Appearance :

For the Petitioner	:	Mr. Shashi Bhushan Kumar, Advocate
For the State	:	Mr. Mujtabaul Haque, GP-12 Mr. Vasant Vikas, AC to GP-12
For resp No. 6	:	Ms. Nivedita Nirvikar, Sr. Advocate Mr. Somesh Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 20-04-2023 Heard learned counsel for the petitioner and the State
as also learned senior counsel representing respondent no. 6.

The petitioner in the present case is seeking following
reliefs:-

- “i. For issuance of writ of certiorari for quashing the
notification dated 12.03.2019 issued by respondent
no. 3 (By way of Corrigendum) by which petitioner
has been again transferred from the NMCH, Patna to
Jan Nayak Karpuri Thakur Medical College &
Hospital, Madhepura.
- ii. For issuance of writ of Mandamus commanding
upon the respondents to not disturb and allow the



petitioner to continue on the post of Associate Professor, Gynecology in Nalanda Medical College Patna in view of well settle principle of Merit cum choice.

iii. For other reliefs for which petitioner is found entitle in the facts & circumstances of the case.”

Ms. Nivedita Nirvikar, learned senior counsel for respondent no. 6 has informed this Court that the petitioner has already been brought back to Patna Medical College and Hospital, Patna where she is serving.

In the aforesaid view of the matter, nothing remains for adjudication in this writ application. It is dismissed.

(Rajeev Ranjan Prasad, J)

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