

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.10240 of 2015**

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Saket Kumar S/o Late Ram Uday Sharma, resident of village- Belsaur, P.S.-  
Arwal, District- Arwal.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Secretary Health Department, Bihar, Patna.
2. The Director, Health Department Bihar, Patna.
3. The Deputy Director Health Department Bihar, Patna.
4. The Chief Medical Officer, Jehanabad.
5. The Incharge Medical Officer Kako, District- Jehanabad.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Dhananjay Kumar Pandey, Adv.  
For the Respondent/s : Mr. Jay Prakash Sharma, AC to Ex GP-21

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL JUDGMENT**

**Date : 18-08-2023**

The present writ petition has been filed seeking the following relief:-

“1. That this writ application is going to be filed for direction to the respondents to appoint the petitioner as compassionate ground on the post of Class-IV on which the petitioner is entitled after death of his father, who died during his service period.

Further, direction to the respondent to dispose of the application filed by the petitioner before the authority concern for his appointment on compassionate ground.”

2. At the outset, the learned counsel for the Respondent-



State submits that the appointment of the deceased father of the petitioner itself has been found to be illegal, which has been affirmed up to the Division Bench of this Court, by a judgment dated 19.9.2014, passed in L.P.A. No. 958 of 2012, hence, the petitioner cannot be granted appointment on compassionate ground.

3. Having regard to the aforesaid submissions made by the learned counsel for the Respondent-State, I do not find any merit in the present writ petition, thus, the present writ petition stands dismissed.

**(Mohit Kumar Shah, J)**

Ajay/-

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| AFR/NAFR          | NAFR       |
| CAV DATE          | NA         |
| Uploading Date    | 19.08.2023 |
| Transmission Date | NA         |

