

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5784 of 2018

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Lalti Devi Wife of Late Jai Ram Mistri, Resident of Village-Chamandi, P.S.-
Kurtha, District-Arwal.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Director, Primary Educatuion Govt. of Bihar, Patna.
3. The Director Mid Day Meal Scheme, Bihar, Patna.
4. The Distict Magistrate, Arwal.
5. The District Education Officer, Arwal.
6. The District Programme Officer, Mid Day Meal Scheme, Arwal.
7. The Block Development Officer-Cum-Nodal Officer MDM Scheme Kurtha,
Arwal.
8. THe Incharge Head Master/School Education Committee Rajkiya Primary
School Chamandi, Block-Sonebhad

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rajesh Kumar, Advocate
For the Respondent/s	:	Mr. Prabhakar Jha- GP-27
		Mr. Mukund Mohan Jha, AC to GP-27

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 27-09-2023 Heard the parties.

2. The present writ petition has been preferred for the
following reliefs:

*(i) for issuance of
appropriate writ/ order/ direction in
nature of certiorari commanding the
respondents to quash the letter
contained in memo no. 395 dated
16.10.2017 issued by the District
Programme Officer, Mid Day Meal
Scheme, Arwal whereby and
whereunder the petitioner has been
removed from the post of cook cum*



Assistant with immediate effect;

(ii) further for direction to the respondents to reconsider and appoint the petitioner on the post of Cook cum Assistant in the Primary School Chamandi, Kurtha.

3. Learned Counsel for the petitioner submits that though allegation was there of preparing spurious food which led to illness of the children. Subsequently, the Forensic Science Laboratory did not found any foreign material and/or the food to be spurious.

4. The counter affidavit is silent about it.

5. Learned Counsel for the petitioner submits that he may be given liberty to approach the Collector, Arwal in view of the fresh development that has come in the present case.

6. In that view of the matter, if the petitioner prefers representation within eight weeks from today, the Collector, Arwal shall take up the matter and decide within a period of four months thereafter.

7. The writ petition stands disposed of.

(Rajiv Roy, J)

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