

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11795 of 2023

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Mahesh Kumar Mukhiya Son of Kusheshwar Mukhiya Resident of Tamuria
@ Tamoria, P.O. and P.S. Madhepura, District-Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Health Department, Bihar, Patna.
3. The Director-in-Chief, Health Services, Government Bihar, Patna.
4. The Civil Surgeon Cum Chief Medical Officer, Madhubani.
5. The Incharge Medical Officer, Primary Health Centre, Madhepura, Madhubani.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Prafull Chandra Jha, Advocate
For the State	:	Mr. Ajay Behari Sinha, GA-8
		Mr. Suryakant Kumar, AC to GA-8

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL JUDGMENT

Date : 19-09-2023

Heard Mr. Prafull Chandra Jha, learned counsel

appearing on behalf of the petitioner and Mr. Ajay Behari Sinha,

learned GA-8 for the State.

2. Learned counsel appearing on behalf of the

petitioner submitted that initial appointment of the petitioner has

been declared to be illegal by the Apex Court in SLP No. 8649
of 2018, however, petitioner was allowed, vide orders of this

Court passed in CWJC No. 4903 of 2003 and Letters Patent

Appeal No. 946 of 2003, during which period petitioner

remained in service and the services of the petitioner was taken

for specified period and petitioner is entitled for grant of G.P.F.



and Group Insurance. Learned counsel further submitted that petitioner has claimed the relief(s) as prayed for in the present writ petition considering the fact that the petitioner has rendered his services from time to time as per the direction of this Court. In these background, petitioner seeks to file a detailed representation before the Civil Surgeon cum Chief Medical Officer, Madhubani- respondent no. 4 for the releif(s) as prayed for in the present writ petition.

3. Considering the submission made on behalf of the petitioner, the Civil Surgeon cum Chief Medical Officer, Madhubani- respondent no. 4 is directed to consider the grievance of the petitioner in accordance with law and if the petitioner is entitled for payment of any amount on account of G.P.F. and Group Insurance, the same be paid to him within a period of six weeks from the date of communication of this order.

4. With above observations and directions, the present writ petition is disposed of.

(Purnendu Singh, J)

Niraj/-

AFR/NAFR	N.A.F.R.
CAV DATE	N/A
Uploading Date	20.09.2023
Transmission Date	N/A

