

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4128 of 2024

=====

Lata Kumari wife of Rajesh Kumar, resident of Ward No. 4, Near S.D.O. Office, Manjhaul, P.S.-Cheria Bariyarpur, District-Begusarai.

... .. Petitioner

Versus

1. The State of Bihar through the Additional Chief Secretary, Edu. Dept., Government of Bihar, Patna.
2. The Additional Chief Secretary, Edu. Dept., Government of Bihar, Patna.
3. The Chairman, Bihar Public Service Commission, Nehru Path (Bailey Road), Patna.
4. The Secretary, Bihar Public Service Commission, Nehru Path (Bailey Road), Patna.
5. The Examination Controller, Bihar Public Service Commission, Patna.

... .. Respondents

=====

Appearance :

For the Petitioner	:	Mr. Shashi Bhushan Singh, Advocate
For the State	:	None
For the BPSC	:	Mr. Lalit Kishore, Sr. Advocate
		Mr. Sanjay Pandey, Advocate
		Mr. Nishant Kumar Jha, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE NANI TAGIA
ORAL JUDGMENT

Date : 16-07-2024

Heard learned counsel for the petitioner and learned counsel for the respondent-Bihar Public Service Commission.

2. None appears for the State.

3. The petitioner is seeking a direction to allow her to participate in the advertisement No. 22/24 issued by the BPSC for the post of School Teacher pursuant to the Advertisement No. 22/24 by relaxing the upper age limit of the petitioner. The age relaxation of the petitioner is sought in terms of the Rule 5 of the

Bihar State School Teachers (Appointment, Transfer, Disciplinary Proceedings and Service Conditions) Rules, 2023.

4. It has been submitted that under the aforesaid rules the competent authority to relax the upper age limit is respondent No.2/ the Additional Chief Secretary, Education Department, Government of Bihar. The written examination of the advertisement No. 22/24 is stated to have been fixed on 19.07.2024.

5. Having considered the matter in its entirety as discussed hereinabove, I deem it appropriate to dispose of this writ petition with a direction the petitioner to approach the competent authority for granting age relaxation, namely, the respondent No.2/ the Additional Chief Secretary, Education Department, Government of Bihar on 18.07.2024 by filing an appropriate representation in this regard. When such representation is filed by the petitioner on 18.07.2024, the respondent No. 2/ the Additional Chief Secretary, Education Department, Government of Bihar shall consider and dispose of the representation filed by the petitioner in accordance with Rule 5 of the Bihar State School Teachers (Appointment, Transfer, Disciplinary Proceedings and Service Conditions) Rules, 2023 on that day itself.

6. The writ petition stands disposed of with the above direction.

(Nani Tagia, J)

Nishant/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	16.07.2024
Transmission Date	NA