

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11306 of 2024

Abadhesh Kumar Singh Son of Late Fuleshwar Prasad Singh Resident of
village- Daldal, P.S.- Bheja (Madhepur), District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Water Resources Department, Bihar, Patna.
2. Additional Chief Secretary, Water Resources Department, Bihar, Patna.
3. Chief Engineer, Irrigation Creation, Water Resources Department, Saharsa.
4. Accountant General, Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Harshvardhan Shivsundaram, Advocate
For the A.G.	:	Mr. Bindhyachal Rai, Advocate
For the Respondent/s	:	Government Pleader (11)

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 30-07-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. This writ petition has been filed with the following
reliefs:-

(i) To issue appropriate
direction, order or writ in the nature of
Mandamus commanding the
respondent No. 3 to grant benefit of
ACP/MACP to the petitioner with
effect from due date as the petitioner
superannuated on 31.05.2020 after



regular service of about 31 years against the post of Mapak in the office of respondent No. 3 but the respondents have not granted the said benefit to the petitioner till date without any rhyme or reason.

(ii) To issue appropriate direction, order or writ in the nature of Mandamus commanding the respondents to pay consequential monetary benefits to the petitioner along with interest.

(iii) To issue appropriate direction, order or writ in the nature of Mandamus commanding the respondent No. 4 to revise the post-retirement benefits of the petitioner consequent to grant of benefit of ACP/MACP and to pay difference amount.

(iv) To grant any other relief or reliefs to which the petitioner is



entitled for.

3. Learned counsel for the petitioner submits that the petitioner has filed the representation before the Chief Engineer, which is Annexure P/3, but no decision has been taken by him till date. Therefore, he preferred the present writ petition.

4. Learned counsel for the State submits that the General and Administrative Department, Government of Bihar, has notified a Rule i.e., Bihar Government Servant Grievances Redressal Rules, 2019, under which remedy is available to the petitioner to file representation before the concern authority.

5. In that view of the matter, the writ petition is disposed off directing the petitioner to avail the remedy under the Bihar Government Servant Grievances Redressal Rules, 2019 and file representation within thirty days from today before the respondent concerned, who shall take a decision in this matter within 90 days from the date of receipt/production of a copy of this order along with representation.

(Dr. Anshuman, J.)

Mkr./Aman/-

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