

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13236 of 2023

Bindeshwari Prasad Singh S/o Sri Ganesh Prasad Singh, Resident of Mohalla-
Rajguru College Road, Opposite SBI, P.O. and P.S.- Tarapur, District-
Munger, at present Working as Trained Graduate Teacher (Science), Kendriya
Vidyalya, Katihar.

... .. Petitioner/s

Versus

1. The Union of India through the Secretary, Ministry of Education, New Delhi- 110001.
2. The Commissioner, Kendriya Vidyalya Sangathan, 18 Institutional Area, Saheed Jeet Singh Marg, New Delhi- 16.
3. The Joint Commissioner (Admn-1), Kendriya Vidyalya Sangathan (H.Q) , 18 Institutional Area, Saheed Jeet Singh Marg, New Delhi- 110016.
4. The Assistant Commissioner (Estt- II/III), Kendriya Vidyalya Sangathan (H.Q) , 18 Institutional Area, Saheed Jeet Singh Marg, New Delhi- 110016.
5. The Deputy Commissioner, Kendriya Vidyalya Sangathan, Regional Office, Lohiya Nagar, Kankarbagh, Patna- 800020.
6. The Principal, Kendriya Vidyalya, Katihar.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Sandeep Patil, Advocate
For K.V.S.	:	Mr.Gopal Krishna Agrawal, Advocate
		Mr.Kumar Ravish, Advocate
For the Respondent/s	:	Mr.Additional Solicitor General

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 28-06-2024

In the present C.W.J.C., petitioner has assailed order of the tribunal dated 23.03.2023 passed in O.A. NO. 050/000171/2023. The petitioner has withdrawn O.A. However, tribunal in Para 4, it is stated as under:-

*“4. Considered the submission.
Representation, as has been submitted was*



given on 29.12.2022. In totalilty of facts situation we do not want to stipulate any time frame for decision on said representation and therefore are not giving any direction to the respondent to decide the representation by any specific date, however, we wish to say that if grievance raised in representation relates to germane issue and not whimsical, respondents in normal practice had to decide the same at the earliest possible and without undue delay.”

2. Reading of the aforesaid order, the present writ petition itself is not maintainable. If the petitioner's representation was not considered, in that event, he has every right to invoke once again before the Central Administrative Tribunal while invoking Section 19 of the Administrative Tribunal Act, 1985. However, in the interest of rendering justice on the last occasion, we requested the learned counsel for the respondent as to what is the status of the petitioner's representation. To that effect, counter affidavit has been filed on behalf of the respondent no. 2 to 6. Perusal of the Annexure A dated 17.07.2023, it is evident that grievance of the petitioner has been redressed in the light of his presentation.

3. Taking note of these developments, the present petition do not survive for consideration.

4. Accordingly, the present petition stands



disposed of, reserving liberty to the petitioner to assail the order dated 17.07.2023 vide Annexure A to the counter affidavit in the manner known to the law.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

alok/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	02.07.2024.
Transmission Date	N/A

