

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13298 of 2024

=====

Upendra Kumar Son of Girija Nandan Sharma, Resident of Durga Colony, C
Raj High School Road, Ward No., 3, District- Pakur (Jharkhand).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Additional Chief Secretary, Revenue and Land Reforms Department,
Old Secretariat, Bihar, Patna.
3. The Director cum Joint Secretary, (Chakbandi), Revenue and Land Reforms
Department, Old Secretariat, Bihar, Patna.
4. The Commissioner, Munger Division, Munger.
5. The District Magistrate, Begusarai.
6. The Additional District Magistrate, Begusarai.
7. The Sub Divisional Officer, Begusarai.
8. Deputy Collector land Reforms, Begusarai.
9. The Circle Officer, Matihani, District- Begusarai.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Akhilesh Kumar Sinha, Adv.
For the State : Mr. Dr. Md. Raisul Haque (SC-10)

=====

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 05-09-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ petition has been filed to quash the
charge sheet (*Prapatra-K*) dated 31.01.2023 contained in Memo
No.153 (annexed as Annexure-P/4) passed by The Director cum
Joint Secretary, (Chakbandi), Revenue and Land Reforms
Department, Old Secretariat, Bihar, Patna (respondent no.3)
against the petitioner whereby, respondent no.3 and 5
recommended his case to initiate the departmental proceeding
against the petitioner. Further prayer has been made to direct the
respondent authorities that while passing such type of order, the



respondents should have satisfied after taking into account the relevant documentary evidence which has been approved by the District Administration and respondent should not have passed such type of illegal order against the petitioner for departmental proceeding.

3. Learned counsel for the State submits that petitioner is a Government employee and *Prapatra-K* has been issued in which he has been directed to file the written statement but without filing the same, he filed writ petition before this Hon'ble Court challenging the *Prapatra-K*.

4. In light of the submissions made, it transpires to this Court that under Bihar Government Servants (Classification, Control & Appeal) Rules, 2005 (hereinafter referred to as CCA Rules, 2005), petitioner has supposed to file the reply/written statement before the competent authority.

5. In this view of the matter, the present writ petition stands disposed off directing the petitioner to file the reply/written statement and contest himself before the authority concerned under the CCA Rules, 2005.

(Dr. Anshuman, J)

Divyansh/-

U			
---	--	--	--

