

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15235 of 2024

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Sunil Kumar son of Late Satya Narayan Poddar Resident of Mohalla
-Gurudwara Road, Keshopur, P.S.-Jamalpur, District- Munger.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Revenue and Land Reforms, Bihar, Patna.
2. The Additional Chief Secretary, Finance Department, Government of Bihar.
3. The Joint Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
4. The Divisional Commissioner, Munger Division, Munger.
5. The District Magistrate-cum-Collector, Munger.
6. The Deputy Collector(Establishment), Munger.
7. The Circle Officer, Sadar, Munger.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Indu Bhushan, Adv.
For the State : Mr. Uday Prasad (AC to GP-22)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-10-2024 Heard Learned Counsel for the petitioner and Learned
Counsel for the State.

2. The present writ petition has been filed for the
following relief/s:-

*“1. For issuance of an appropriate writ
in the nature of Mandamus commanding
the concerned respondents to give the
benefit of 3rd MACP considering the
application dated 08.11.2023 written to
the respondent No.05 on the very
ground that the petitioner
superannuated from service on*



30.11.2022 from Circle Office, Sadar Munger from the post of Revenue Clerk (Rajaswa Karmchari) and he has completed total period of his service which is 36 years 08 months.

II. For a direction to the concerned respondents to grant petitioner grade pay of Rs. 4800/- instead of grade pay of Rs.4600/- as 2nd M.A.C.P. has been given from 01.01.2009, but grade pay has been given Rs.4600/- which is erroneous, considering the representation dated 04.01.2024 and application dated 11.07.2024.

III. For a direction to the concerned respondents to grant the arrears of 2nd M.A.C.P. after modifying the grade pay of Rs.4800/- instead of grade pay of Rs.4600/- with effect from 01.01.2009.

IV. For any other relief/reliefs for which the petitioner is found entitled to.”

3. Learned counsel for the State raised preliminary objection and submits that the Government of Bihar through General Administration Department has framed a rule namely Bihar Government Servant Grievances Redressal Rules, 2019 to deal such type of situations and grievance of the petitioner is fully covered under the said rule.



4. In the light of the submissions made by the parties, the present writ petition stands disposed off directing the petitioner to file fresh complaint before the appropriate authority under the said rule within 30 days and the authority shall decide the complaint of the petitioner strictly according to the time frame specified in the said rule i.e. Bihar Government Servant Grievances Redressal Rules, 2019.

(Dr. Anshuman, J)

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