

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16225 of 2024

1. Rajeev Kumar Sharma, Son of Om Prakash Sharma, Resident of At Matadih, near Kali Mandir, P.O. Jamalpur, P.S. - Dharhara, District- Munger, Bihar-811214.
2. Devendra Kumar, son of Ram Bharosh Singh, resident of Village-Maniarpur, Somnaham, Samastipur.
3. Vinita Kumari Wife of Mrityunjay, resident of Mohalla-B/16, Professors Colony, Aghoria, Bazar, District-Muzzafarpur (Bihar)-842002.
4. Purushottam Kumar Son of Ram Sagar Prasad Singh, resident of Village-Barma, P.O.- Kaithwa, District- Shekhpura-811107.
5. Manish Kumar Son of Mahesh Prasad, resident of Mangal Bazar, Post and District-Munger-811201.
6. Kapildeo Kumar Son of Makhan Mandal, resident of Sarswati Nager, P.O.- Bariyarpur, District-Munger-811211.
7. Md. Imroz Rana Son of Md. Mujibur Rahman, resident of Village-Harnath, P.O. and P.S.-Shahkund, District- Bhagalpur.
8. Amit Chandra Son of Mhavir Sahu, Vill and Post and P.S.-Amba, District-824111 Aurangabad.
9. Santosh Kumar Suman Son of Pawan Kumar Jha, resident of Village Mehshi, Bibhutipur, Samastipur-848160.
10. Lav Kumar, Son of Ramjee Mishra, resident of Village and Post-Kartar Bajitpur, P.O.-District-Vaishali (843110).
11. Santosh Kumar Ram Son of Raj Kumar Ram, resident at Ratanopatti, Darbhanga -846004.
12. Enamul Haque Son of Md. Ibrahim, resident at Dighli, Koltha, Maria, P.S.-Paharkatta, District-Kishanganj-855117.
13. Baidyanath Mahto Son of Chhedi Mahto, resident at Pohadadi, Bela, Ghanshyampur, Darbhanga-847427.
14. Vibha Daughter of Ramashish Singh, resident at Kashipur, Ward No.04, District-Samastipur.
15. Chandrashekhar Kumar Roy Son of Bashistha Narayan Roy, resident of ward No. 4, Khiriyaghat, District- Bettiah, West Champaran-845438.
16. Sanjay Baitha Son of Parmanand Baitha, resident of Village-Shekhauna, P.O.-Bagha, P.S.-Ghorsahan, East Champaran-845315.
17. Amresh Kumar Mishra Son Rajeshwar Mishra, resident of Jamunia, Ward No. 02, West Champaran-845453.
18. Mukesh Kumar Divedi Son of Gautam Devedi, resident of Parari, Mairwan, P.S.-Guthani, District-Siwan- 841239.
19. Deepak Kumar Son of Ratandeo Prasad Gupta, resident at Chunchun Babu Marg, Chitragupta (Krishana) Nagar, Ward No. 14, District-Khagaria-851205.
20. Shailendra Chaudhary Son of Rajendra Chaudhary, resident at Kukhariya,



Ramgarh, Nalanda-801305.

21. Sanjiv Kumar Sah, Son of Jay Prakash, resident at Raghapur, Supaul.
22. Kamre Alam, Son of Abullaish Babu, resident at Bellahia, P.O.-Raghunathpur, P.S.-Ramgarhwa, District-East Champaran-845433.
23. Ratneshwar Kumar Baitha Son of Ramkhelwan Simri, District-Saharsa.
24. Sarfaraj Ahmad Son of Salimullah Ansari, resident of Village Post-Harpur Nag, Mahesi, District-East Champaran - 855412.
25. Md. Anwar Azad Son of Md. Ozair, resident of ward No. 2, Bakhari Khajuri, Karmawan, East Champaran- 845304.
26. Vinod Kumar Son of Damodar Mahto, Daudnagar, P.O.- Daudnagar, Vaishali.
27. Akhilesh Kumar Sah Son of Mahendra Sah, resident at Balatand, District-Vaishali-844502.
28. Navin kumar, Son of Madan Goswami, resident of Village and Post-Bhagwanpur, Deshwa, District-Samastipur.
29. Md. Sabir Son of Abdusttar resident at Faijpur Barbigah, Bakhadda, Begusrai-851217.
30. Lalbabu Yadav Son of Mahendra Yadav, resident of Village-Bishariya, P.O.-Kumar khand P.S.-Ladaniya, District-Madhubani-847232.
31. Raveendra Kumar Son of Shree Ramchandra Prasad, resident of Village-Benipur, Rupau, District- Nawada (805107).
32. Sunil Kumar Gupta Son of Thakur Prasad Gupta, Bansrajpur, Ekma, Saran.
33. Pappy Kumari resident of Mohalla -Shantinager, Behind I.T.I. Ward No.02, Aam Ghata, Bhagawaripur, District-Sitamarhi-843302.
34. Sanjay Kumar son of Mohanlal Prasad, resident of village-Hansrajpur, Ekma, Saran.
35. Mintu Kumar Son of Mahendra Prasad, resident of Village- Baburbani, Pahleja, District-Sharan (841101).
36. Pramod Kumar, Son of Kameshwar Mochhi, resident of Village-Mahmadpur, Raghunathpur, Nagdah via RTS, Begusrai.
37. Sudhir Kuma Son of Ramesh Rajak, resident at Maa Bhawan, New Sabajpura, Danapur, District-Patna.
38. Ved Vyas Mishra Son of Sahdo Mishra, resident at mohalla-Kharwa, P.O.-Rata, District-Banka -813207.
39. Sanjeev Kumar Chaudhary son of Ramadhar Chaudhary, resident of Village-Simri, P.O.-Sonama, P.S.- Bakhri Bajar, District-Begusrai (848201).
40. Ashish Kumar Choudhary Son of Yadunandan Chaudhary, resident at Katra, Baradari, Near of Bachha Band, P.O. Chapra, Bhagwan Bazar, District-Chapra-841301.
41. Asaraf Ali Son of Md. Mauladin, resident of Village-Jipura, P.O.-Moriya, District-Saran.
42. Babi Kumari Daughter of Shanti Bhushan Choudhary, resident Village and P.O.- Bajidpur, Bambaiya, District- Samastipur-848160.



- 43. Md. Riyaj Alam Son of Md. Abulhasim, resident of Village and Post-Bhelaganj District-Katihar.
- 44. Md. Wazir Ahmad Md. Sultan, resident of Village-Sanha, P.O.- Sanha, P.S.-Sahebpur Kamal, District-Begusrai.
- 45. Manoj Kumar Mandal Son of Mishri Kant Mandal, resident at Rahta, P.O.-Pir Mokam, P.S-Falka, District-Katihar.
- 46. Md. Samir Alam Son of Darajuddin Alam, resident at G.F. Rahman Colon, Sharif ganj, Deharia, Katihar.
- 47. Vinay Kumar Son of Sri Ramashish Modi, resident of Village-Majdiya, P.O.-M.T. Devipur, P.S.-Kursela, Katihar.
- 48. Rajeev Gunjan Kumar Son of Achhae Lal Yadav, resident village Dandari, District-Begusrai.
- 49. Shailendra Kumar Roy Son of Yoganand Roy, resident at C/o Dayanand Mandal, D.M. Kothi, Road, Shrinagar Hata, Purnea-854301.
- 50. Priyadarshi Ram Son of Late Laxmi Prasad Ram, Manjhi Basti, Newa Lal Chowk, Chauthak, Purnea -854301.
- 51. Thakur Chandan Singh Son of Vivekanand Thakur, resident of Ward No. 7, Chakla Nirmali, District Supaul (852131).
- 52. Mukesh Kumar Sah Son of Rajendra Sah, resident of Village and Post-Kamalpur, P.S.-Punali, District-Supaul (847451).
- 53. Md. Hifzur Rahman Son of M.A. Quadir, resident of Village-Rampur, P.O.-Jamalpur, Gogi, District-Khagaria.
- 54. Bikash Kumar Singh Son of Awadhesh Prasad Singh, resident at Dinkar Bhawan, Opp. Central Bank, Kalisasthan, Begusarai.
- 55. Kumar Gaurav Son of Rame Ramchandra Duey, resident at J.P. Colony, Post-Madhubani, Purnea-845104.

... .. Petitioner/s

Versus

- 1. The State of Bihar through the Chief Secretary cum Member High Level Committee, Government of Bihar, Patna.
- 2. The Principal Secretary, Health Department, Government of Bihar, Patna.
- 3. The Director in Chief, Health Services, Bihar, Patna.
- 4. The Principal Secretary, General Administrative Department, Government of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra, Advocate
For the Respondent/s : Mr. Advocate General

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CORAM: HONOURABLE MR. JUSTICE NANI TAGIA
ORAL JUDGMENT

Date : 24-10-2024



Heard learned counsel for the parties.

2. The petitioners, 55 in numbers, stated to be working as Para Medical employees in the department of Health and Family Welfare, Government of Bihar, have filed this writ petition for regularization of their services on the ground that they have worked for more than 13 years on contract basis.

3. Learned counsel for the petitioners submit that the petitioners are entitled to be regularized in their services in view of the decision rendered by Hon'ble the Supreme Court in the case of **Secretary, State of Karnataka & Ors. Vs. Umadevi & Ors.** reported in **(2006) 4 SCC 1**. Apart from citing the decision rendered by Hon'ble Supreme Court in the case of Umadevi (supra), learned counsel for the petitioners has not been able to point out any rule or regulation which gives right to the petitioners to be regularized in their service on completion of thirteen years of service on contract basis.

4. I have perused the decision rendered by Hon'ble Supreme Court in the case of Umadevi (supra). On perusal of the same, I do not find that the Hon'ble Supreme Court has laid down any law conferring the right of regularization in services to those employees who have worked for more that thirteen years on contract basis.



5. Since learned counsel for the petitioners has not been able to point out any rule or regulation conferring right to the petitioners to be regularized on completion of more than 13 years of service on contract basis, I am of the view that the present writ petition filed by the petitioners seeking regularization of the services on completion of 13 years of service on contract basis, is devoid of merit and the same stands dismissed.

(Nani Tagia, J)

Amrendra/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	25.10.2024
Transmission Date	N/A

