

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.671 of 2022

In
Civil Writ Jurisdiction Case No.14410 of 2018

=====

Pankaj Kumar Son of Shri Nagendra Prasad Shrivastava Resident of Mohalla
- Nai Bazar, Ward No. 4, P.S. Buxar, District - Buxar.

... .. Appellant/s

Versus

1. The State of Bihar through Principal Secretary, Education Department,
Government of Bihar, Patna.
2. The Director, Library and Information Centre, Bihar, Patna.
3. The Incharge Director, Library and Information Centre, Bihar, Patna.

... .. Respondent/s

=====

Appearance :

For the Appellant/s	:	Mr.Wasi Ahmad Khan, Advocate
		Mr.Maria Nazir, Advocate
For the Respondent/s	:	Mr.Apurva Kumar, Advocate

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

5 25-09-2024 The appellant is aggrieved with the removal from

an appointment made as ‘Sorter’ by the Superintendent of

Libraries, Bihar, Patna.

2. The learned Single Judge has found that the
appointment was made without any advertisement, thus
violating Articles 14 and 16 of the Constitution of India. It was
also found from the order dated 13.08.2012, which was
produced to substantiate the claim, that it was not an
appointment, but was a promotion. The learned Single Judge
also specifically found that the appellant who was continuing as



a Sweeper did not point out any rule or regulation which enables promotion of a Sweeper to the post of Sorter. Before us, the learned Counsel for the appellant contended that it was a temporary appointment, in which event the appellant has absolutely no right to claim continuance.

3. For all the above reasons, we find absolutely no reason to sustain the claim raised by the appellant. The appeal stands dismissed.

(K. Vinod Chandran, CJ)

(Partha Sarthy, J)

Anushka/-

U			
---	--	--	--

