

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16962 of 2024

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Dr Rajeshwar Prasad Son of Late Bibhishan Ram Resident of C/o Anil Kumar Das House No-90, Bhagirathi Lane, Mahendru, District-Patna, PIn-800006 Presently Residing at House No. 54, Street No. 03, Phase-02, Alaknanda Enclave, Vivekananda Gram, Police Station-Jogiwalla Dehradun (Uttarakhand) Pin-248001

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, General Administration Department, Government of Bihar, Patna.
2. The Secretary, General Administration Department, Government of Bihar, Patna.
3. Deputy Secretary, General Administration Department, Government of Bihar, Patna.
4. Vinod Kumar Singh, Under Secretary, General Administration Department, Government of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Hemant Kumar, Advocate
For the Respondent/s : Md. Nadim Seraj, GP-5
Mr. Dheerendra Kumar, AC to GP-5

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CORAM: HONOURABLE MR. JUSTICE NANI TAGIA
ORAL ORDER

2 12-11-2024 Heard learned counsel for the parties.

2. The petitioner who retired on 31.01.2023 from the post of Deputy Collector, Bihar Administrative Service, has approached this Court for grant of first and second M.A.C.P., which according to the petitioner was entitled on 11.03.2009 and 11.03.2019, respectively. It is the case of the petitioner that the petitioner was entitled to grant of first M.A.C.P. on completion of his 10 years of service on 11.03.2009 and second M.A.C.P. on subsequent completion of another 10 years of service on 11.03.2019. As the petitioner was denied the aforesaid two M.A.C.Ps., the petitioner had filed a representation on 30.05.2024



to the Principal Secretary, General Administration Department, Government of Bihar. The representation dated 30.05.2024 was considered and disposed of by a communication dated 16.07.2024 made to the petitioner by the Under Secretary, General Administration Department, Government of Bihar (Annexure-P/3 of the writ petition) whereby it has been communicated to the petitioner that the petitioner was denied M.A.C.Ps. on account of punishment being imposed upon him in terms of a departmental Letter No. 6642 dated 06.07.2021. The aforesaid communication dated 16.07.2024 made to the petitioner by the Under Secretary, General Administration Department, Government of Bihar has not been challenged by the petitioner in the present writ petition.

3. Under the circumstances this writ petition is disposed of with a liberty granted to the petitioner to challenge the communication dated 16.07.2024 whereby the respondent authorities, after consideration of the representation submitted by the petitioner for grant of M.A.C.Ps. for the period mentioned above have been denied.

(Nani Tagia, J)

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