

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.18048 of 2009**

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Ram Sewak Yadav S/O Ram Pragash Yadav R/O Vill and P.O. Dalkawa, P.S.  
Sonbarsha, Distt. Sitamarhi

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary Deptt. Of Health, Govt. Of Bihar, Patna
3. The Director-In-Chief Health Services, Govt. Of Bihar, Patna
4. The Director Health Services, Govt. Of Bihar, Patna
5. The Regional Deputy Director Health Services, Tirhut Division,  
Muzaffarpur
6. The Civil Surgeon-Cum-Chief Medical Officer Muzaffarpur, Distt.  
Muzaffarpur
7. Medical Officer In Charge Primary Health Centre, Bochahan, Distt.  
Muzaffarpur

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Prabhat Kr.Singh, Advocate  
For the Respondent/s : Mr. AAG-7

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**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**  
**ORAL ORDER**

4      28-07-2025                      Learned Counsel for the petitioner and learned  
Counsel for the State are present.

2. It has been jointly submitted that the matter directly  
and substantially in issue has traveled up to the Hon'ble  
Supreme of India and finally concluded on 17.10.2019 in favour  
of the State in the case of ***State of Bihar v. Devendra Sharma***  
Civil Appeal No.7879 of 2019, arising out of SLP (Civil)  
No.11885 of 2012, reported in **(2020) 15 SCC 466 :2019 INSC**  
**1157.**



3. The present case is relating to appointment of the petitioner at Class-III and Class-IV post in health Services, Government of Bihar and the appointing authority is Director, Health Services, Government of Bihar.

4. In the light of the discussions made by the Hon’ble Supreme Court of India in the case of **State of Bihar & Others Vs. Devendra Sharma** (Supra), this Court is of the firm view that the instant writ petition has become infructuous and, hence, it is dismissed as infructuous.

**(Dr. Anshuman, J)**

Mkr./-

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