

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14231 of 2021

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Lalan Kumar Choudhary Son of Late Suresh Choudhary Resident of Village and P.O. and P.S.- Mehshi, District- Saharsa, at present residing Village and P.O.- Murli Chandwa, P.S.- Udakishunganj, District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Education Department, Bihar, Patna.
2. The Principal Secretary Education Department, Bihar, Patna.
3. The Director Secondary Education Department Bihar, Patna.
4. The Regional Deputy Director of Education Kosi Division, District- Saharsa.
5. The District Education Officer Madhepura, District- Madhepura.
6. The District Programme Officer (Secondary Education) Madhepura, District- Madhepura.
7. The District Programme Officer (Yojana and Account) Madhepura, District- Madhepura.
8. The Enquiry Officer-cum- Regional Deputy Director of Education Kosi Division, Saharsa.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate
For the Respondent/s : Mr. Hitesh Suman, AC to SC-13

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 07-04-2025 Heard Mr. Sharda Nand Mishra, learned counsel

 appearing on behalf of the petitioner and Mr. Hitesh Suman,

 learned AC to SC-13 for the respondent/s.

2. Learned counsel appearing on behalf of the petitioner seeks to withdraw the present writ petition with a liberty to prefer appeal before the Additional Chief Secretary, Education Department, Government of Bihar, in accordance with the Bihar Government Servants (Classification, Control & Appeal) Rules, 2005.



3. Considering the aforesaid submission, the petitioner, if so advised, may prefer appeal before the Additional Chief Secretary, Education Department, Government of the Bihar, who is directed to call for the service particulars relating to the petitioner and necessary orders and see, as to whether, the action taken against the petitioner is sustainable and impugned order contained in Memo No. 279 dated 14.02.2020 can be interfered with and dispose of the appeal preferred by the petitioner expeditiously.

4. The Additional Chief Secretary, Education Department, Government of the Bihar, must consider to condone delay, if any, in filing of the appeal, considering the fact that the entire world was affected by the Covid-19 pandemic and the writ petition was filed in the year 2021 during which period several advisories were issued by the Central Government and the State Government, as well as, by this Court.

5. Accordingly, the present writ petition stands disposed of.

(Purnendu Singh, J)

Niraj/-

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