

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18273 of 2023

1. Anupama Wife of Dr. Piyush Kumar, Residing at C/O Shree Krishna Murari Pandey, Kacchi Sarai Road, Ramna, P.S. - Mithanpura, District-Muzaffarpur - 842002.
2. Dr. Piyush Kumar, Son of Late Anil Kumar Chaudhary, Resident of Mohalla - Bank men's Colony, Chitragupta Nagar, Kankerbagh, P.S. - Patrakar Nagar, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Old Secretariat, Patna, Bihar.
2. The Principal Secretary, Department of Health, Government of Bihar, Patna, Vikash Bhawan, New Secretariat, Patna.
3. The Registrar, Bihar State Human Rights Commission, Patna.
4. The Executive Director - State Health Society, Health and Family Welfare Department, Govt. of Bihar, Patna.
5. The District Magistrate, Kaimur, Bihar.
6. The Civil Surgeon cum Chief Medical Officer, Kaimur.
7. The Medical Officer In charge, Adhaura PHC, Kaimur, Bihar.
8. The Medical Officer In charge, Referral Hospital Ramgarh, Kaimur, Bihar.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Amit Pandey
For the Respondent/s	:	Mr.Standing Counsel (7)
For Resp. No. 4	:	Mr. K.K. Sinha

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 13-10-2025 Heard the parties.

2. This writ application has been filed on behalf of the
petitioners for the following reliefs:-

*(i) For issuance of an
order(s)/direction(s) or writ(s) in the nature of
mandamus commanding the Respondent No-4 (The
Executive Director State Health Society, Health*



and Family Welfare Department, Govt. of Bihar, Patna) to forthwith decide the pending matter in view of the directions of the Bihar State Human Rights Commission's Order dated 22.09.2022 passed in Case No 1231/4/23/2022 (Annexure-P/11) whereby and where under the Hon'ble Bihar State Human Rights Commission pleased to direct to decide the matter of petitioner no.2 within four months after affording him opportunity of hearing And/or.

(ii) For issuance of an appropriate writ/order/direction in the nature of mandamus directing the respondents to implement the Notification contained in Memo No.- 2/M-55/2021-1545(2) dated 18.11.2021 and thereby to cause to allow the Petitioner No-2 to join at Health Department (HQ) in view of the Notification contained in Memo No.- 2/M-55/2021-1545(2) dated 18.11. 2021 (Annexure-P/9) without any further delay with all consequential benefits.And/or

(iii) For issuance of order/orders, direction/directions, writ/writs particularly in the nature of writ of mandamus for direction upon the respondent authorities to make payment of full salary-allowance to the petitioner from 01.11.2021 till date, when the petitioner no 2 reported to the respondent authorities after successful completion of PGDPHM course as the petitioner no 2 continues in service uninterruptedly and is entitled to all the consequential relief there from. And/or



(iv) A direction be issued upon the respondent authorities, each one of them, their servants and/or subordinates and/or agents to forthwith produce and/or caused to be produced the entire records relating to the Petitioner's case including the service book of the petitioner no 2 and on such production being made, render conscionable justice upon perusing the same.

3. It has been submitted by the learned counsel for the State that the joining of the petitioner has been accepted at Adhaura, Kaimur.

4. In the opinion of this Court, this is a frivolous writ.

5. Accordingly, this writ application is dismissed with liberty to the petitioner to approach the authorities for the payment which is found due to him, if any.

(Sandeep Kumar, J)

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