

Patna High Court - Orders

Shekhar Suman vs The State Of Bihar & Ors on 18 October, 2011

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1527 of 2011

In

Civil Writ Jurisdiction Case No. 8422 of 2001

With

Interlocutory Application No. 7230 of 2011

In

Letters Patent Appeal No.1527 of 2011

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Shekhar Suman Son of Shri Jawala Prasad Resident of Village- Adalchak,
P.O.- Asta, P.S. Tharthari, District- Nalanda

.... Appellant

Versus

1. The State of Bihar through its Principal Secretary Human Resources Development Department, Government of Bihar, New Secretariat, Patna
2. The Director, Primary Education Government of Bihar New Secretariat, Patna
3. The District Teachers Appointment Appellate Tribunal, Nalanda at Biharsharif
4. District Superintendent of Education, Nalanda
5. The Block Development Officer, Tharthari, Nalanda
6. The Block Education Extension Officer, Hilsa, Nalanda
7. Panchayat Secretary, Gram Panchayat Raj, Asta under Block Tharthari, District- Nalanda
8. Manish Kumar Son of Jagat Kishore Prasad Resident of Village- Asta, P.S.- Tharthari, District- Nalanda

.... Respondents

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Appearance :

For the Appellant : Mr. Bijay Kumar Pandey, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2. 18-10-2011 Interlocutory Application No. 7230 of 2011:

Delay of 87 days occurred in filing the Letters Patent Appeal is condoned.

Interlocutory Application stands disposed of. Letters Patent Appeal No.1527 of 2011:

Feeling aggrieved by judgment and order dated 13th May 2011 made by the learned single Judge in above C.W.J.C. No. 8422 of 2011, the writ petitioner has preferred the present Appeal under Clause 10 of the Letters Patent.

The subject matter of dispute is non-selection of the appellant for appointment as Panchayat Shikshak in Gram Panchayat Asta under Tharthari Block, District Nalanda and selection and appointment of respondent no.8. The appellate authority below and the learned single Judge have recorded concurrent finding that the appellant, at the time of counselling, did not produce the relevant documents for verification. Rejection of his candidature was, therefore, justified.

In view of the aforesaid concurrent finding, no interference is warranted. Appeal is dismissed in limine.

(R.M. Doshit, CJ) (Birendra Prasad Verma, J) Pawan/-