

ITEM NO.25

COURT NO.11

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).17478/2010

(From the judgement and order dated 18/02/2010 in
of The HIGH COURT OF PATNA)

LPA No. 1274/2009

NANDJEE MANJHI & ORS.

Petitioner(s)

VERSUS

STATE OF BIHAR & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and with prayer for
interim relief)

WITH
SLP(C) NO. 17764 of 2010
(With appln(s) for exemption from filing O.T. and with prayer for
interim relief)

Date: 16/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. S.B. Sanyal, Sr.Adv.
 Mr. Manish Misra, Adv.
 Mr. Anil Kumar Mishra, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

The petitioners, who had applied for
appointment as Class-IV employees in 2001 have
questioned the correctness of judgment dated 18.2.2010
of the Division Bench of Patna High Court, which

2

declined to interfere with the direction given by the
learned Single Judge to the official respondents to
hold fresh selection.

We have heard learned counsel senior counsel
appearing for the petitioners and carefully perused the
records. While dismissing the writ petition filed by
the respondents, the learned Single Judge made a
threadbare analysis of the factual matrix of the case
and concluded that the decision taken by the competent
authority for holding fresh recruitment cannot be
faulted because the earlier selection was tainted by
grave irregularities. The Division Bench expressed its
agreement with the learned Single Judge and dismissed
the letters patent appeal.

In our view, the order passed by the learned
Single Judge and the impugned judgment do not suffer
from any legal infirmity warranting interference under

Article 136 of the Constitution of India.

The special leave petitions are accordingly dismissed.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master