

ITEM NO.52

COURT NO.9

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).20028/2010

(From the judgement and order(s) dated
1513/2009 of The HIGH COURT OF PATNA)

12-MAY-10 in LPA No.

LAL BABU RAI

Petitioner(s)

VERSUS

STATE OF BIHAR & ORS.

Respondent(s)

(With prayer for interim relief)

WITH

SLP(C) NO. 32971 of 2010

(With office report)

Date: 23/08/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)

Mr. Ashish Giri, Adv.

Mr. Samir Ali Khan, A.O.R.[Not present]

For Respondent(s)

Mr. Ritesh Khare, Adv.

Mr. Nirnimesh Dube, A.O.R.[Not present]

Mr. Rudreshwar Singh, Adv.

Mr. Gopal Singh, A.O.R.[Not present]

Mr. Ardhendumauli Kumar Prasad, Adv.

Mr. Abhishek Baid, Adv.

UPON hearing counsel the Court made the following

O R D E R

These petitions are directed against order
dated 12.5.2010 passed by the Division Bench of the
Patna High Court whereby the Letters Patent Appeal

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preferred by the petitioners questioning the order of the learned Single Judge, who declined their prayer for issue of a mandamus to the respondents to appoint them as Drivers was dismissed.

We have heard learned counsel for the parties at length and carefully perused the record. In our view, the detailed reasons assigned by the learned Single Judge and the Division Bench of the High Court for declining the petitioners' prayer for issue of mandamus to the respondents to appoint them on the premise that their names were included on the panel prepared by the District Magistrate are legally correct and the order under challenge does not call for interference under Article 136 of the Constitution.

The special leave petitions are accordingly dismissed.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master