

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.1008 of 2013**

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1. Sunita Kumari W/O Sri Sanjay Rai @ Shankar Kumar R/O Village-  
Brajmuria, P.S. Minapur, Distt.- Muzaffarpur

.... .... Petitioner/s

Versus

4. The State Of Bihar Through The Principal Secretary Human Resources  
Development Department, Government Of Bihar, Patna  
2. The Director, Primary Education Government Of Bihar, Patna  
3. The District Magistrate, Muzaffarpur  
4. The District Education Officer, Muzaffarpur  
5. The Member District Teacher Employment Appellate Authority, District-  
Muzaffarpur  
6. The Block Development Officer Meenapur (Kanti), District- Muzaffarpur  
7. The Block Education Extension Officer Meenapur (Kanti), District-  
Muzaffarpur  
8. The Head Master, Primary School Brajmuriya, Block- Meenapur (Kanti),  
Distt.- Muzaffarpur  
9. The Panchayat Secretary Gram Panchayat Raj Bara Bharti, Block  
& Police Station- Meenapur (Kanti), District- Muzaffarpur  
10. The Mukhiya Gram Panchayat Raj Bara Bharti, Block & Police  
Station- Meenapur (Kanti), District- Muzaffarpur

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Jai Prakash Verma

For the Respondent/s : Mr. Vinay Kriti Singh

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**CORAM: HONOURABLE MR. JUSTICE JAYANANDAN SINGH**  
**ORAL ORDER**

3      30-06-2014

A composite order dated 15.7.2011 of the Appellate

Authority in as many as six cases is Annexure-5. In one of the  
cases, namely, Case No.149 of 2010, petitioner was respondent.  
By this composite order cases have been disposed of and in  
respect of Case No.149 of 2010 the Appellate Authority has found  
that the petitioner was selected but was removed under the orders  
of the District Magistrate against the Principles of Natural Justice  
and materials available on record. Hence, it directed the  
Employment Agency to treat her as appointed and reinstate her.

Petitioner has come to this Court for implementation of this order.

Although Appellate Authority is competent enough to see to it that its order is implemented, but finding an order of a Bench of this Court dated 27.9.2011 passed in C.W.J.C. No.16935 of 2011 in identical circumstances directing for follow up actions, pursuant to the said order, this Court is also constrained to pass similar order.

Panchayat Secretary has filed a counter affidavit in which he is taking some objection to the claim of the petitioner. But this is not disputed that the said order of the Appellate Authority has become final and no party has challenged the said order in any higher forum or before this Court. The order being a quasi judicial order, Panchayat Secretary or any authority of the Government, if aggrieved, was at liberty to challenge the same. This having not been done, they have no alternative than to comply with the order and take follow up action.

Writ application is accordingly allowed and the Employment Agency, particularly, Mukhiya and Panchayat Secretary are directed to comply the order of the Appellate Authority positively within four weeks from the date of receipt/production of a copy of this order.

**(Jayanandan Singh, J)**

Pradeep/-

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