

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13200 of 2008

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1. The Rohtas District Non-formal Education Instructor Association through its Secretary Sudama Tiwari, son of Sri Mahesh Tiwari, resident of village-Ramgarh, P.O. Mamrejpur, P.S. Chenari, District- Rohtas
 2. Sudama Tiwari, son of Sri Mahesh Tiwari, resident of village-Ramgarh, P.O. Mamrejpur, P.S. Chenari, District- Rohtas
 3. Madan Kumar Mehta, son of Late Ramjag Mahto, resident of Chawaria, P.O. Rajpur, P.S. Sanjhauli, District- Rohtas
 4. Ramnath Rai, son of Late Gulab Rai, resident of Baligaon, P.O. Rajandih, P.S. Akhori Gola, District- Rohtas
 5. Madan Mohan Sharma, son of Late Sudarshan Sharma, resident of village- Jina, P.O. & P.S. Nasriganj, District- Rohtas
 6. Brij Mohan Sah, son of Late Balmukund Sah, resident of Chawariya, P.O. Rajpur, P.S. Sanjhauli, District- Rohtas
 7. Baijnath Pathak, son of Shri Raj Kumar Pathak, resident of village- Pathkhaulia, P.O. Rajur, P.S. Rajpur, District- Rohtas
 8. Lalanji Prasad, son of Shri Bhola Bhagat, resident of village- Jamalpur, P.O. Atibhi, P.S. Nasriganj, District- Rohtas
 9. Balkuwar Prasad, son of Ganga Ram, resident of village- Sauja , P.S. Sheosagar, District- Rohtas

.... Petitioners

Versus

1. The State of Bihar
2. The Chief Secretary, Government of Bihar, Patna
3. The Finance Secretary, Government of Bihar, Patna
4. Secretary, Primary and Mass Education, Government of Bihar, Patna
5. Director, Mass Education, Government of Bihar, Patna
6. Director, Sarva Shiksha Abhiyan, Government of Bihar, Patna
7. District Magistrate, Rohtas
8. District Superintendent of Education, Rohtas at Sasaram
9. The District Mass Education Project Officer, Rohtas at Sasaram

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ashutosh Ranjan Pandey

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

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04-09-2015

Heard Sri Ashutosh Ranjan Pandey, learned counsel for the petitioners.

The present writ petition was filed with a prayer to direct the respondents to absorb the petitioners/instructors, who were working at different Non-formal Education Centre, situated in the district of Rohtas.

Learned counsel for the petitioners submits that after closure of the Non-formal Education Centre, the Supervisors and instructors were thrown on the road. Subsequently, the State Government took a policy decision to absorb all the supervisors. In the light of decision taken by the State, while absorbing the supervisors, a Bench of this Court vide order dated 21.04.2011 passed in C.W.J.C.No.8418 of 2010, in which there were 292 petitioners, allowed the writ petition and directed the Respondents to identify such instructors of the Programme, who were validly appointed and subsequently stand thrown out on account of closure of the Programme and issue orders for their absorption positively within a period of four months.

Learned counsel for the petitioners by way of referring

to an order passed in L.P.A. No.1489 of 2011 submits that against the order of the writ court i.e. order dated 21.04.2011 passed in C.W.J.C.o.8418 of 2010, the State preferred an appeal vide L.P.A. No.1489 of 2011. A division of this Court vide its order dated 11.08.2015 has dismissed the L.P.A. Meaning thereby the order of the Single Bench has already been approved.

In view of the order passed by the writ court and approved by the L.P.A. Court, learned counsel for the petitioners makes a prayer for disposal of the writ court on the same terms.

Accordingly, the writ petition stands disposed of in terms of order passed in C.W.J.C.No.8418 of 2010 and approved by the Division Bench in L.P.A. No.1489 of 2011.

(Rakesh Kumar, J)

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