

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10967 of 2015

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Krishna Ram Son of Late Suchit Ram resident of village - Lahthan, P.S.
Agion Bazar, District - Bhojpur

.... Petitioner/s

Versus

1. The State of Bihar
2. The Secretary, Labour Welfare Department, Bihar, Patna
3. The District Welfare officer, Rohtas at Sasaram
4. The Deputy Director, Welfare Department Division, Patna
5. The Head Master, Govt. Schedule Caste residential Girls High School,
Mokar, Sasaram, Rohtas

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Singh

For the Respondent/s : AC to GP 12

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 01-10-2015 Heard Sri Dharendra Singh, learned counsel for the

petitioner and learned AC to GP No. 12.

The present writ petition was filed with a prayer to

direct the respondents to act in the light of the order dated
27.10.2014 passed by the Presiding Officer, Labour Court,
Dalmianagar in Wage Case No. 07 of 2012. By the said order
learned Presiding Officer while allowing the Wage Case had
directed the respondents to pay Rs. 3,85,280/- to the petitioner.

In this case a counter affidavit has been filed and in
paragraph no. 11 a specific stand has been taken that against the
order passed by the Presiding Officer, Labour Court an Appeal
has been preferred under Section 17 of the Payment of Wages Act,

1936 vide Civil Miscellaneous Appeal No. 62 of 2015. It has further been clarified that the amount as directed by the Presiding Officer, Labour Court has already been deposited while filing the Appeal.

In view of fact that against the order, for implementation of which the writ petition has been filed an Appeal has already been preferred, there is no reason to pass any positive order in the present writ petition.

Accordingly, the writ petition stands disposed of. The petitioner if so advised may contest the Appeal before the court below.

(Rakesh Kumar, J)

Praful/-

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