

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.3063 of 2015

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1. Bachcha Prasad Singh. Son of Late Shyamnandan Singh. Resident of village & P.O.- Sarhanchiya, P.S.- Aurai, District - Muzaffarpur at present working as teacher in Utkramit Madhya Vidyalay, terma, Kanti, District - Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar, through Principal Secretary, Education Department, Patna.
2. The District Education Officer, Muzaffarpur.
3. The District Superintendent of Education, now known as District Program Officer, Establishment, Muzaffarpur.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Yugal Kishore

For the Respondent/s : Mr. SMT. NAMRATA MISHRA- GA13

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 26-02-2015

26.02.2015

Heard learned counsel for the parties.

On 18.11.2014, the District Programme Officer (Establishment), Muzaffarpur has given a direction for recovery of excess payment in terms of salary given to the petitioner earlier. This is required to be recovered in 20 equal installments because the petitioner refused to comply with the earlier direction passed way back in the year 1997 itself to deposit the said amount with the treasury in 10 equal installments. There is nothing on record to show that the previous decision of taking away the benefit of Intermediate or B.A. trained scale was challenged or interfered with. The recovery is justified, so is the order of deduction in equal

installments. The petitioner’s predicament is because of his own inaction or failure to carry out the previous direction.

Writ application has no merit. It is dismissed.

(Ajay Kumar Tripathi, J.)

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