

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.22242 of 2011

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1. Braj Bhushan Jha S/O Sri Prithivi Pati Jha R/O Village- Kumundpur, P.O.-
Singhara, P.S.- Mahua, Distt.- Vaishali, At Present Assistant Teacher, Govt. Middle
School Ratanpur, Sakara, Distt.- Muzaffarpur

.... Petitioner/s

Versus

1. The State Of Bihar
2. The Commissioner cum Secretary, Human Resources Development Department,
Govt. Of Bihar, Patna
3. The Director, Primary Education, Govt. Of Bihar, Patna
4. The Regional Deputy Director of Education, Tirhut Division, Muzaffarpur
5. The District Magistrate, Muzaffarpur
6. The District Education Officer, Muzaffarpur
7. The District Programme Officer (Establishment), Muzaffarpur
8. The Block Education Officer, Sakara, Muzaffarpur
9. The Head Master, Govt. Middle School Ratanpur, Sakara, Muzaffarpur

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Respondent/s : Mr. U.S.S.Singh, GP 1

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 17-08-2015

Petitioner filed the writ application when juniors to him
were given the benefit of B.A. trained scale on the post of an Assistant
Teacher.

The stand of the State in the counter affidavit is that the
petitioner failed to produce the original certificates at the time of
interview and that was the primary reason as to why his name was not
included in the list of candidates who were required to be conferred
the benefit of B.A. trained scale.

Counsel for the petitioner vehemently denies the allegation

or the stand of State. He even goes to the extent of saying that mischief was being played with him for extraneous reasons only to deny him the benefit of BA trained scale.

Let the petitioner produce all the original certificates before the District Programme Officer (Establishment), Muzaffarpur, who will also verify the authenticity thereof and place the matter before the Committee for consideration of the claim of the petitioner for grant of such benefit. A decision in this regard should be taken preferably by 31st of December, 2015. The Court has deliberately fixed 31st December, 2015 as an extended date keeping in mind the impending election to be held in the State of Bihar.

No order is required to be passed on the IA at this juncture till a decision on the claim of the petitioner is taken.

Writ is disposed of with the above direction.

(Ajay Kumar Tripathi, J)

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