

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10369 of 2011

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Sanjiv Kumar, son of Late Ram Kishore Prasad, resident of Village
Srirampur, P.S.- Akbarnagar, Distt.- Bhagalpur

.... Petitioner

Versus

1. The State of Bihar
2. The Director, Primary and Secondary Education, Govt. of Bihar, Patna
3. The District Superintendent of Education, Bhagalpur

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Sharad Kumar Sinha, Adv.

For the Respondent/s : Mr. AC to SC-13

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 04-02-2016 Heard Sri Amit Kumar Anand, learned counsel for the

petitioner and learned AC to SC-13.

The present writ petition has been filed with a prayer to
direct the Respondents to allow him Matric Trained Scale with
effect from 29.01.1982, the date on which the petitioner was
appointed as Physical Trained Teacher. In the writ petition itself, it
has been indicated that after acquiring higher qualification of
Batchelor of Arts, the petitioner was granted Matric Trained Scale
with effect from 13.08. 1988.

After gap of several years, even the date on which he
was granted Matric Trained Scale, the present writ petition was
filed in the year 2011 for directing he Respondents to grant Matric
Trained Scale with effect from his initial date of appointment.

Meaning thereby that the petitioner is raising the issue in respect of scale granted to the petitioner at the time of his initial appointment, whereas after appointment without any objection, the pay scale was accepted by the petitioner. The Court is of the opinion that in such a situation, no positive order can be passed.

The petition stands dismissed.

(Rakesh Kumar, J)

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