

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.3577 of 2014

IN

Civil Writ Jurisdiction Case No. 9507 of 2008

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Sahnaz Bano, Wife of Khaliqur Rahman, Resident of Village Baida, Panchayat
Akauna, P.S. - Amas, District - Gaya

.... Petitioner

Versus

1. The State of Bihar through the Commissioner Cum Secretary, Department of Human Resources Development Bihar, Patna, Sri R.K. Mahajan
2. The District Magistrate, Gaya, Sri Sajay Kumar Agarwal
3. The District Superintendent of Education, Gaya, Sri Amit Kumar
4. The Block Education Extension Officer, Amas, Gaya Sri Surendra Kumar
5. The Block Development Officer, Amas, District - Gaya, Sri Ajit Kumar Singh
6. Mukhiya, Gram Panchayat Raj, Akauna, Block Amas, Dist. - Gaya Mrs. Nazrin Praveen
7. Panchayat Secretary, Gram Panchayat Raj, Akauna, Block Amas, District – Gaya.
8. The Headmaster, Urdu Madhya Vidyalaya, Baida, Akauna, Panchayat Block Amas, District - Gaya. Sri Abdul Hafiz Akhtar

.... Respondents

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Appearance:

For the Petitioner/s : Mr. Dudheshwar Singh

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 23-05-2017

Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner has made complain that the
order of this Court passed in C.W.J.C. No.9507 of 2008 dated
19.09.2011 has not been complied with.



In the operative portion of the order direction was given to the concerned District Programme Officer to make an enquiry with regard to validity of appointment of petitioner as Panchayat Teacher and her continuance in the school and if the finding is recorded in favour of the petitioner then the salary, arrears as well as current would be paid to her within two months.

In the show-cause, the State has made statement that her claim for salary is not sustainable in view of the fact that for contesting the Panchayat election she has tendered resignation from her post on 09.03.2006 and her resignation was accepted by the Block Development Officer. Whereafter, she filed her nomination paper before the Block Development Officer and accordingly symbol has been allotted, which was 'camera' and as such, from the date of resignation she is not entitled for any salary.

In view of the statement made in the show-cause, the present proceeding cannot continue. Accordingly, this contempt proceeding is drooped.

(Shivaji Pandey, J)

pawan/-

AFR/NAFR	N.A.F.R.
CAV DATE	N/A.
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