

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9307 of 2017

Francis P. V. @ Fr. Francis P. V. S. J. son of late Ouseph Varkey resident of Khrist Raja High School, Bettiah, West Champaran District, at present residing at Catholic Church, Latonah, P.S. Tribeniganj, District Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Human Resources Development Department, Government of Bihar, Patna.
2. Director, Secondary Education, Government of Bihar, Patna.
3. District Education Officer, W. Champaran, District Bettiah.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 9358 of 2017

Sylvester Dungdung, Son of Raphael Dungdung, resident of Khrist Raja High School Bettiah, P.S. Bettiah Muffasil, District- West Champaran.

... .. Petitioner/s

Versus

1. State of Bihar through the Principal Secretary, Human Resources Development Department, Government of Bihar, Patna.
2. The Director, Secondary Education, Government of Bihar, Patna.
3. District Education Officer, W. Champaran District- Bettiah.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 9486 of 2017

Christopher Kerketta @ Fr. Christopher Kerketta S. J. Son of late Amus Kerketta, resident of Khrist Raja High School, Bettiah, P.s. Bettiah Muffassil, District West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Human Resources Development Department Government of Bihar, Patna.
2. Director, Secondary Education, Government of Bihar, Patna.
3. District Education Officer, W. Champaran District, Bettah

... .. Respondent/s

Appearance :

(In Civil Writ Jurisdiction Case No. 9307 of 2017)

For the Petitioner/s : Mr. K.M.Joseph

For the Respondent/s : Mr. Narendra Kumar- GP20

(In Civil Writ Jurisdiction Case No. 9358 of 2017)



For the Petitioner/s : Mr. K.M.Joseph
For the Respondent/s : Mr. Kameshwar Kumar- GP17
(In Civil Writ Jurisdiction Case No. 9486 of 2017)
For the Petitioner/s : Mr. K.M.Joseph
For the Respondent/s : Mr. S.K. Ranjan
Mr. Hari Mohan Mishra

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 28-02-2018 Heard Mr. Joseph, learned counsel appearing on behalf of
the petitioners and AC to GP-17.

In C.W.J.C. No. 9307 of 2017, a counter affidavit has been
filed by respondent no.4 wherein respondents have specifically
averred in para-9, referring to the letter of Director, Secondary
Education dated 22.2.2018 enclosing Annexure-A.

The statement made in para-9 of the counter affidavit reads
as follows:-

9. 'It is humbly stated that in the instant case also the
Director, Secondary Education Vide his letter no. 222 dated
22.02.2018 has instructed the District Education Officer/District
Programme Officer(Establishment), West Champaran to ensure
payment of salary of the petitioner from the available fund and
to file counter affidavit in this regard.'

In view of the statement made in para-9 of the counter
affidavit and Annexure-A enclosed with the counter affidavit,
there remain no lis to be adjudicated by this court. The
respondents are supposed to honour their statements made in



para-9 and release fund for payment of salary to the petitioners preferably within a period of two months from the date of receipt/production of a copy of this order.

Since the case of three petitioners is covered by the decision contained in Annexure-A to the counter affidavit in C.W.J.C. No. 9307 of 2017, all the three petitions are disposed of accordingly by this common order.

(Anil Kumar Upadhyay, J)

Ravi/-

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