

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.9604 of 2018

1. Mahesh Giri, Son of Late Ishwar Dayal Giri, Resident of Village - Gausganj, P.S. - Paliganj, District - Patna.
2. Surya Deo Prasad, son of Late Gauri Prasad, Resident of Village - Pachhatti, P.O. - Bodhgaya, P.S. - Bodhgaya, District - Gaya.
3. Ramashish Kumar Verma, Son of Durga Prasad, Resident of Village - Bakraur, P.O. - Bakraur, P.S. - Bodhgaya, District - Gaya.
4. Ramdhanuk Singh, Son of Sri Shyamu Singh, Resident of Village - Koeri Bigha, P.S. - Gurua, District - Gaya.
5. Phulchand Ravidas, Son of Sri Mundrika Ravidas, Resident of Village - Hathiya, P.S. - Bodhgaya, District - Gaya.
6. Binod Prasad Sinha, Son of Dhanraj Prasad Sinha, Resident of Village - Nanand, P.O. Nanand, P.S. - Silaw, District - Nalanda.
7. Surendra Kumar, Son of Chandrika Prasad, Resident of Mohalla - Maranpur, P.O. - Chand Chaura, P.S. - Vishnupad, District - Gaya.
8. Mithilesh Kumar Sinha, Son of Raj Kumar Prasad, Resident of Mohalla - Mayur Vihar, Dakhin Darwaza, P.O. - Chand Chaura, P.S. - Vishnupad, District - Gaya.
9. Nand Kishore Kumar, Son of Jagdish Prasad, Resident of Village - Kaiyatand, P.O. - Mau, P.S. - Mau, District - Gaya.
10. Jagdish Prasad, Son of Dwarika Prasad Yadav, Resident of Mohalla - Kajichak, P.O. - Chand Chaura, P.S. - Magadh Medical, District - Gaya.
11. Shiv Shankar Das, Son of Jagdish Ram, Resident of Mohalla Manpur Shiv Charan Lane, P.S. - Buniyadganj, District - Gaya.
12. Ashwini Kumar, Son of Laxman Prasad, Resident of Mohalla - Pant Nagar Colony, Ghughri Tand, P.S. - Vishnupad, District - Gaya.
13. Ashok Kumar Rai, Son of Late Krishna Kumar Rai Resident of Mohalla - Satyendra Nagar, P.S. - Aurangabad, District - Aurangabad.
14. Gopal Singh Son of Sri Bhagirath Singh Resident of Village - Thekhi, P.O. - Bahasapipra, P.S. - Fatehpur, District - Gaya.
15. Arvind Chaudhary, Son of Sri Raghu Chaudhary, Resident of Village- Singha Tola Bhinak bigha, P.O.-Bandi Maniyara P.S.- Atri, District- Gaya.
16. Virendra Kumar Singh, Son of Banwari Singh, Resident of Village-Trilokichak Tankuppa, P.S.-Tankuppa, District-Gaya.
17. Raju Kumar, Son of Sri Laxmi Narayan Singh, Resident of Mohalla-Jhilganj (Pipal Gali), P.S.- Kotwali, District- Gaya.
18. Manoj Kumar Singh, Son of Kamta Singh, Resident of Mohalla-Pant Nagar, P.S.-Vishnupad, District- Gaya.
19. Vijay Prasad, Son of Shiv Shankr Prasad, Resident of Village-Aropur Katorva, P.S.-Tankuppa, District- Gaya.
20. Krishna Kumar Prasad, Son of Shiv Shankar Prasad, Resident of Village-Aropur Katorva, P.S.-Tankuppa, District- Gaya.
21. Raushan Kumar Singh, Son of Late Durga Shankar Bahadur, Resident of Mohalla-Shamir Takya, P.S.-Civil Lines, District-Gaya.
22. Manoj Kumar, Son of Makeswar Prasad, Resident of Mohalla- Ramdhanpur, P.S.-Kotwali, District-Gaya.
23. Krishna Kishore Prasad, Son of Awadhesh Prasad, Resident of Mohalla-Gulab Bagh, P.S.-Kotwali, District-Gaya.
24. Shakil Ahmad Khan, Son of Md. Hasnain Ahmad Khan, Resident of Mohalla-



Nadraganj, P.S.-Civil Lines, District- Gaya.

25. Vinod Prasad, Son of Sri Musafir Das, Resident of Village- Hathiyawana, P.O.- Hathiyawana, P.S.- Mahkar, District- Gaya.
26. Suresh Kumar, Son of Sri Bhagwan Prasad Singh, Resident of Village- Lav, P.S.- Lav, P.S.- Tekari, District- Gaya.
27. Lal Bhadur Singh, Son of Rajdeo Singh, Resident of Village- Kanchanpur, P.S.-Itwan, District- Gaya.
28. Md. Haidar Ali Khan, Son of Late Md. Azim Khan, Resident of Village- Mahiyan, P.S.- Itwan, P.S.-Itwan, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Education Department, Government of Bihar, Patna
3. The Director, Primary Education Government of Bihar, Patna
4. The District Education Officer, Gaya, District- Gaya
5. The District Programme Officer (Establishment), Gaya, District- Gaya.
6. The Treasury Officer, Gaya.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar, Advocate

For the Respondent/s : Mr. Madhaw Prasad Yadav, GP-23

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

Date: 18-05-2018

Learned counsel for the petitioners with reference to Annexure-3 submits that the issue raised in the present writ application is no more *res integra*.

2. A coordinate bench of this court has examined the issue and vide order contained in Annexure-1 i.e. order in C.W.J.C. No. 6139 of 2007 dated 31.3.2011 held out that on completion of 12 years of service, the petitioners are entitled to grant of senior scale of pay.

3. Considering the above, the writ petition is disposed of with direction to the District Education Officer, Rohtas to examine



the claim of the petitioners in the light of Annexure-1 and if it is found that the case of the petitioners is covered by the decision of this court in C.W.J.C. No. 6139 of 2007, necessary order may be passed by the respondents granting similar benefit to the petitioners.

4. The entire exercise in this regard must be completed within a period of sixty days from the date of receipt/production of a copy of this order.

5. With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

Uday/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	26.05.2018
Transmission Date	

