

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12636 of 2014

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Arun Singh Son of Hari Singh Assistant Teacher, Posted in Choudhary Ram Prasad Sharma Project Girls High School, Pandarak, Police Station- Pandarak, District- Patna. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Education, New Secretariat, Vikash Bhawan, Patna.
2. The Principal Secretary, Department of Education, New Secretariat, Vikash Bhawan, Patna.
3. The Director (Secondary Education), Department of Education, Bihar Secondary Education Office, Budh Marg, Patna. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sharma
For the Respondent/s : Mr. Gp32- Harish Kumar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT
Date : 01-08-2018

Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

2. The grievance of the petitioner in the present writ petition is for recognition of his services as Assistant Teacher in the Project School and for payment of salary.

3. Learned counsel for the petitioner submits that after the judgment of the Full Bench, the matter was examined at different levels by the respondents and thereafter in the case of similarly circumstanced Maheshwar Prasad Singh in CWJC No. 13159 of 2013, a Co-ordinate Bench of this Court has passed order on 22.05.2015 directing the Director, Secondary Education to examine the matter, who had rejected the claim of said Maheshwar Prasad Singh. The matter was considered by the Contempt Court and thereafter the Director preferred Letters



Patent Appeal which was dismissed by this Court and final order was issued by the respondents in favour of Shri Maheshwar Prasad Singh. Learned Counsel for the petitioner submits that the case of the petitioner is identical to the case of said Maheshwar Prasad Singh.

4. In view of the above, the writ petition is disposed of with a direction to the Director, Secondary Education to examine the claim of the petitioner in the light of the order passed on 22.05.2015 in CWJC No. 13159/2015 and if it is found that the case of the petitioner is similar to said Maheshwar Prasad Singh, similar benefits should be extended to the petitioner. Final decision in this regard must be taken by the respondent-Director, Secondary Education within a period of four months from the date of receipt/production of a copy of this order.

(Anil Kumar Upadhyay, J)

Ravi/-

AFR/NAFR	NAFR
CAV DATE	NA
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