

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.20030 of 2016

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Awadhesh Kumar, Son of Shri Bhuvneshwar Mahto, resident of village -
Jathi, P.S. Raj Nagar, District – Madhubani.

.... Petitioner

Versus

1. The State of Bihar through Principal Secretary, Human Resources
Development Department Bihar, Patna.
2. The Director Primary Education Bihar, Patna.
3. The District Magistrate, Madhubani.
4. The District Education Officer, Madhubani.
5. The District Programme Officer (Establishment), Madhubani.
6. The Block Education Officer Raj Nagar Madhubani.
7. Smt. Kumari Madhuri, Wife of....., presently posted as an Acting
Headmistress Govt. Primary Girls School, Simari, Rajnagar, Madhubani.

.... Respondents

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Appearance :

For the Petitioner : Mr. Gagan Deo Yadav, Advocate.
For the Respondents : Mr. Arvind Kumar, A.C. to G.P. 23

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-08-2018 Heard learned counsel for the petitioner and learned
counsel for the respondents.

The following reliefs have been sought for by the
petitioner in the present writ application.

“1. That this is an application for issuance
of an appropriate writ/writs, order/orders,
direction/directions for quashing the
order contained in Memo No. 347 dated
19.08.2016, issued by the Block
Education Officer, Raj Nagar, whereby
and whereunder Smt. Kumari Madhuri
(Respondent No.7) has been made
acting/Incharge Headmistress of Govt.
Primary Girls School, Simari, Rajnagar,
Madhubani and further for quashing the
consequential orders contained in Memo



No. 400 dated 23.09.2016 and Memo No. 452 dated 04.11.2016 and further respondent authorities be directed not to disturb the petitioner as he is senior most teacher of the school inquisition and working as incharge Headmaster since 2008 in the school inquisition and to grant any other consequential benefits for which the petitioner may be found entitled in accordance with law .”

The petitioner is directed to file a fresh representation before the respondent no. 6, the Block Education Officer, Raj Nagar, Madhubani, for redressal of his grievance, in light of Memo No. 7/Mu01-129/012-809 dated 05.12.2012, issued by the Director, Primary Education, Education Department, Government of Bihar, Patna, as contained in Annexure-1 to the present writ application. The respondent no. 6, the Block Education Officer, Raj Nagar, Madhubani, shall dispose of the representation of the petitioner and pass a necessary order in accordance with law within a period of three months from the date of receipt of such representation.

With the aforesaid observations and directions, the present writ application stands disposed of.

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(Sudhir Singh, J)

