

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20465 of 2016

1. Uma Shankar Yadav, (Asst. Teacher), Son of Late Umraw Yadav, Village- Purushottam Mura, P.O. Nada Mora, P.S. Siwan, District- Siwan.
2. Rajendra Yadav, Son of Late Jagdhari Yadav, Village & P.O.- Pipra Narayan, P.S. G.B. Nagar Tarwara, Siwan.
3. Baijnath Pandey, Son of Shri Babuno Pandey, village- Mathia, P.O. Chakra, P.S. Shapur, District- Siwan.
4. Ashok Kumar Singh, Son of Bhola Singh, village Jhunapa, P.O. Bindusar Buzurg, P.S. O.P. Mandeva, District- Siwan.
5. Suman Singh, Son of Ram Naresh Singh, Village- Saidpura, P.O.- Nadawa, P.S. M.H. Nagar, District- Siwan.
6. Dinesh Singh, Son of Late Baijnath Singh, Village- Madishapur, P.O. Andev, P.S. Andev, District- Siwan.
7. Kamala Kumari, Daughter of Thakur Jee, Sonar Toli Chowk, P.S. Siwan, District- Siwan.
8. Triloki Nath Prasad, Son of Rampujan Prasad, Village + P.O.- Itwa Pachrukhi, District- Siwan.
9. Kalyan Chand Yadav, Son of Gena Yadav, Village- D.B. Pakari, P.O. Merah, District- Siwan.
10. Bharat Singh, Son of Late Ramchandra Singh, Village- Pipra, P.O. Chand Parsa, P.S. M.H. Nagar Siwan, District- Siwan.
11. Bindeshwar Yadav, Son of Late Nathun Yadav, Village- Dahiyar, P.O. Sarwan, P.S. Barachhati, District- Gaya.
12. Pratima Kumari, Daughter of Sheodyal Prasad, Village- Bhaluar, P.O. Bhaluar Chaugan, P.S. Banka Bazar, District- Gaya.
13. Sanjay Kumar, Son of Sidh Nath Mishra, Village Pay, P.O.- Uttarain, P.S. Coach, District- Gaya.
14. Arun Kumar, Son of Rupnarayan Prasad, Village- Sakir Bighaha, P.O. Samaspur, P.S. Belaganj, District- Gaya.
15. Abhishek, Son of Satyendra Narayan Singh, Village- Surya Mandal, P.O. Bhadya, P.S. Barachhati, District- Gaya.
16. Vinod Kumar Singh, Son of Late Nageshwar Singh, Village- Sodopur, Post- Kerki, P.S. Guraru, District- Gaya.
17. Mohan Prasad Verma, Son of Chandeshwar Mahtho, Village + Post- Korwa, P.S. Ghosi, District- Jehanabad.
18. Sita Ram Prasad, Son of Late Mohan Prasad, Village- Korma Tola, Pandey Pokhari, P.O. Dushadh Bigha, P.S. Coach, District- Gaya.
19. Janardhan Prasad Sinha, Son of Late Ganesh Prasad, Village- Sabal Bigha, P.O. Kurmawa, P.S.- Barachatti, District- Gaya.
20. Kumar Vijay, Son of Late Ramdhani Singh, Village + P.O.- Maulanagar, P.S. Atri, District- Gaya.
21. Sheo Sagar Prasad, Son of Late Dhori Prasad, Village- Ichcha, P.O. + P.S. Pattehpur, District- Gaya.
22. Dhananjay Kumar, Son of Sri Shankar Prasad Mishra, Village- Raghopur, P.O. Bihata, District- Patna.
23. Manorama Kumari, Daughter of Ramesh Singh, Village- Babhandi, P.O. Dariaura, P.S. Amas, District- Gaya.



24. Anil Kumar Tiwari, son of Sachidanand Tiwari, resident of Village + P.O.- Karariya, P.S. - Kotwa, District- East Champaran.
25. Annu Nirala, (Asst. Teacher, Parwati Kanya High School, Bhojpur), Son of Dr. Mahendra Prasad, Resident of Village + P.O. Ankhgawan, P.S Sandsh, District- Bhojpur.
26. Subhash Prasad Verma, (Asst. Teacher, Girls High School Kulhariya, Bhojpur) Son of Late Ram Nath Verma, Resident of Village + P.O. - Kulhariya, P.S. Koilwar, District- Bhojpur.
27. Nawal Kishore Singh, (head Master, MJ Kapil High School, Bhojpur), Son of Dilip Singh, Resident of Village + P.O.- Ratnav, P.S. Agiayw, District- Bhojpur.
28. Nageshwar Prasad Shah, (Head Master G.D.J.M High School, Banka), son of Late Sukhdeo Shah, Resident of Village + P.O.- Telia, P.S. Banka, District- Banka.
29. Sapan Kumar Gosawmi, (Head Master, Chandra Shekhar Singh Adiwasi High School Banka). Son of Late Sufal Goswami, Resident of Village- Suklia Barhait, P.S.- Bausi, District- Banka.
30. Manoj Kumar Singh, (G.P. Jha Girls High School Banka), Son of Late PS 5- Kailash Prasad Singh, Resident of Village + P.O.- Singhnan, P.S.- Rajaul, District- Banka.
31. Rubi Banerjee, (Head Master, Vishwa Vidhayala Bhagalpur), Daughter of Gandhary Banerjee, Resident of Village- Gawal Toli, Geeta Press Jagsar, P.O. + H.O.- Bhagalpur, P.S.- Kotwali, District- Bhagalpur.
32. Mantun Kumar Yadav, (Asst. Teacher, Sindhu Mandal Kanaya High School Bhagalpur), Son of Ram Ganesh Yadav, Resident of Village- Jaidih, P.O. Ghogha, P.S.- Ghogha, District- Bhagalpur.
33. Parmata Pandey, (Head Master, Ram Rekha Tiwari High School Bhagalpur) Son of Indradeo Pandey, Resident of Village + P.O. Bakharpur, P.S. Tirpaiti, District- Bhagalpur.
34. Diwakar Singh, (Head Master, Nand Kishore Singh Bhagwati Devi Balika High School Bhagalpur) Son of Late Thakur Singh, Resident of Village- Nauratanpur, P.S.- Hanuara, Dist.- Godda.
35. Shambhu Chaudhary, (Asst. Teacher, Ram Jee Mohan Sinha Balika High School Bhagalpur), Son of Ayodhya Chaudhary, Resident of Village + P.O. Sahajadpur, P.S. Madhusudan Pur, District- Bhagalpur.
36. Binay Kumar Chaudhary, (Head Master, Balika High School, Telaghee Bhagalpur), Son of Late Chandradeo Chaudhari, Resident of Village- Gauripur, P.S. Dihpur, Dist.- Bhagalpur.
37. Ranjan Kumar Jha, (Head Master, Shri Chandra Dayal Thakur Balika High School Bhagalpur) Son of Jaideo Jha, Resident of Village- P.O. Pothia, P.S. Sanhavla, District- Bhagalpur.
38. Madan Kumar Thakur, (Head Master, Balika High School, Ravi Chak Bhagalpur) Son of Niranjan Thakur, Resident of Village Manikpur, P.O. Ratanpur Manikpur, P.S. Sahjadpur, District- Bhagalpur.
39. Rajendra Prasad Singh, (Head Master, High School Bahadur Pur Simariha Bhagalpur) Son of Bhuneshwar Prasad Singh,



- Resident of Village Tataria, P.O. Chak Narayanpur, P.S. Shajaut, District- Bhagalpur.
40. Kamal Kumar, (Head Master, Maharaj High School, Pirpanti, Bhaghalpur) Son of Gaya Ram, Resident of Village- Pahav Khand, P.O, P.S. Meharman, District- Bhagalpur.
 41. Chandra Shekhar Prasad Singh, (Head Master, Kumar Kalika Higha School, Basdila), Son of Late Jwala Prasad Singh, Resident of Village- Bansdila, P.S. Jalalpur, District- Saran.
 42. Uday Chandra, (Head Master, Dr. U.P. Verma Acchuram Hari Lal, Balika High School Munger), Sonof Ramchandra Yadav, Resident of Village- Chhoti, Keshopur, P.O. & P.S.- Jamalpur, District- Munger.
 43. Anil Prasad Singh, (head master, Higha School, Ithari Munger), Son of Brahmdeo Singh, Resident of Village + P.O.- Itahari, P.S. Naya Ram Nagar, District- Munger.
 44. Anirudha Prasad Ambedkar, (Head master, Jaiprakash Narayan Yadav Akashia Higha School Munger), Son of Saryu Prasad Yadav, Village- Chhoti Khanjarpur, P.O. Bari Khanjarpur, P.S. Burari, District- Bhagalpur.
 45. Kumud Kumari Sinha (Head Master, Balika High School, Sita Kung Nagar Munger). Daughter of Ashok Kumar Sinha, Village- Dalhat-ta, P.O. Munger, P.S.- Kotwali, District- Munger.
 46. Archana Anand, Daughter of Binay Prasad Yadav, Village- Naglok Lallu Pokhar, P.O. Munger, P.S. Kasim, District- Munger.
 47. Premlata Kumar, Daughter of Bhuneshwar Prasad Singh, Resident of Village- Ashia Chak, P.O. Nonsar, P.S. Sultanganj, District- Bhagalpur.
 48. Preeti Kumari, Daughter of Rajesh Shekhar, Resident of Village, P.O. P.S.- Dharhara, District- Munger.
 49. Sadanand Singh, Son of Late Bhola Prasad Singh, Resident of Village- P.O. Khariya, P.S. Bariyarpur, District- Munger.
 50. Arun Kumar, Son of Dina Das, Resident of Makwa, P.O. Makwa, P.S. Asarganj, District- Munger.
 51. Birendra Kumar Sharma, Son of Arjun Prasad Sharma, Resident of Village + P.O. Gonai, P.S. Haveli Kharagpur, District- Munger.
 52. Jawahar Prasad Singh, Son of Rajendra Prasad Singh, Resident of Village Sondiha, P.O. P.S. Tarapur, District- Munger.
 53. Ram Chandra Prasad Singh, (head Master, Singheshwar Yadav Girls High School Munger), Son of Jagdish Prasad Singh, Resident of Village + P.O.- Kalyanpur, P.S. Bariyarpur, District- Munger.
 54. Mukesh Kumar, (Head Master, Shovndik Girls High School, Mahadeva Munger) Son of Bishundeo Mandal, Resident of Village- Kumarpur, P.O. P.S.- Bariyarpur, District- Munger.
 55. Gajendra Prasad Yadav, Son of Late Hira Lal Ray, Resident of Village- Mashrakh, P.S.- Masrakh, District- Saran.
 56. Rishi Kant Singh, Son of Krishan Mohan Singh, Resident of Village- Manikpur, P.S. Shakhund, Dist.- Bhagalpur.

... .. Petitioner/s

Versus



1. The State of Bihar.
2. The Principal Secretary, Human Resource Development Education Department, Government of Bihar, Patna.
3. The Principal Secretary Finance Department, Government of Bihar, Patna.
4. The Director Secondary Education, Government of Bihar, Patna.
5. The Additional Secretary Human Resource Department, Government of Bihar, Patna.
6. The Joint Secretary, Education Department Government of Bihar, Patna.
7. The District Education Officer, Siwan,
8. The District Education Officer, Gaya.
9. The District Education Officer, Bhojpur, Arah.
10. The District Education Officer, Banka.
11. The District Education Officer, Bhagalpur.
12. The District Education Officer, Munger.
13. The District Education Officer, Madhubani.
14. The District Education Officer, East Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Srivastava
For the Respondent/s : Mr. Ashutosh Ranjan Pandey- Aag15

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 14-05-2018 Heard learned counsel for the petitioner and the counsel appearing on behalf of the State.

The grievance of the petitioners in the present writ application is non-payment of salary and allowances despite the fact that the petitioners are regularly working as teaching and non-teaching employees in the aided schools in question.

The State Government has released fund for payment of salary and allowances to the teaching and non-teaching employees and accordingly, it is obligation of the State Government to see that the money allocated must reach the persons who are entitled to such payment under the scheme



enumerated by the State Government.

Under the aforesaid circumstances, instead of keeping the matter pending, the writ petition is disposed of with liberty to the petitioners to approach the respondent No.4, the Director, Secondary Education, Government of Bihar who shall look into the grievance of the petitioners and pass reasoned and speaking order with regard to the claim of the petitioners and take corrective measures in the distribution of the fund allocated by the State Government. Such exercise must be completed within two months from the date of receipt/production of a copy of this order.

(Anil Kumar Upadhyay, J)

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