

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.837 of 2018

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Saroj Kumari, Wife of Shri Ratnesh Mishra, Resident of Guriaao Niyamat,
P.O.- Semaria, P.S.- Katya, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Gopalganj.
2. District Education Officer, Gopalganj.
3. District Programme Officer, Establishment, Gopalganj.
4. Block Education Officer, Kuchaikot, P.O.+P.S.- Kuchaikot, District- Gopalganj.
5. Panchayat Secretary, Gram Panchayat Raj, Sasamusa, P.O.- Sasamusa, P.S.- Kuchaikot, District- Gopalganj.
6. Headmaster New Primary School, Mahiyara, Anchal- Kuchaikot, District- Gopalganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Bipin Bihari singh, Advocate Mr. S.K. Ranjan, Advocate
For the Respondent/s	:	Mr. Prabhat Ranjan Jha- AAG15

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 31-01-2018 Heard learned counsel for the petitioner and the counsel
appearing on behalf of the State.

The grievance of the petitioner in the present writ petition
is non-payment of salary since July, 2017.

Learned counsel for the petitioner submits that the
petitioner was legally and validly appointed and he is regularly
discharging the duty.

He submits that in view of the aforesaid, the writ petition
may be disposed of with direction to the respondent, District
Programme Officer (Establishment), Gopalganj to ensure
payment of arrears and current salary to the petitioner.



Without going into the controversy whether the appointment of the petitioner is legal and valid, the writ petition is disposed of with direction to the respondent nos. 3 to 6 to examine the claim of the petitioner and if it is found that the appointment of the petitioner is legal and valid and the petitioner is regularly working, the respondent nos. 3 to 6 are required to ensure payment of the petitioner arrears of salary as well as current salary within a maximum period of three months from the date of receipt/production of a copy of this order.

In case, the respondents find any justification for non-payment they must assign reasons for refusal to make payment by a reasoned-speaking order.

With the aforesaid, the writ petition stand disposed of .

(Anil Kumar Upadhyay, J)

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