

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12410 of 2018

1. Manoj Kumar Son of Lalit Kumar resident of Village - Okharia, P.S. - Kauakol, District - Nawada.
2. Nawal Kishore Prabhat Son of Vidya Sagar Prasad resident of Village - Beldari Tola, P.S. Gaurichak, District Patna.
3. Sunil Kumar Son of Late Suryadeo Sharma resident of Village Sorampur, P.S. Dulhin Bazar, District Patna.
4. Ajay Kumar Navin Son of Late Ram Lakhan Prasad resident of 302/3 Palms Bihar Apartment, Aashiyana Road, P.S. Shastri Nagar, District Patna.
5. Niranjana Kumar Son of Late Ram Nawami Prasad Singh Resident of Shanti Nagar, Khagarhi Road, Takia Par, P.S. Dinapur, District Patna.
6. Jai Prakash Choudhary Son of Vishwanath Choudhary resident of Village - Sarai, Via Neura, P.S. Maner, District Patna.
7. Gulam Son of Md. Wazir Ahmad resident of Village - Dulhin Bazar, District Patna.
8. Santosh Kumar Suman Son of Late Surendra Maharaj resident of Village - Lala Bhadsara, P.S. Dulhin Bazar, District Patna.
9. Joheb Hasan Kazami Son of Bashir Ahmad resident of Village - Belhouri, P.S. Dulhin Bazar, District Patna.
10. Md. Naushad Ahmad Son of Abul Kalam Ansari resident of Village - Belhouri, P.S. Dulhin Bazar, District Patna.
11. Jitendra Ram Son of Shree Bhagwan Ram resident of Village - Sadaveh, P.S. Dulhin Bazar, District Patna.
12. Md. Intekhab Alam Son of Late Ataullah Ansari resident of Village Singauri, P.S. Singauri, Paliganj, District Patna.
13. Nirmal Kumar Son of Ramji Thakur resident of Gandhi Puram Colony, East Rupaspur, District Patna.
14. Anil Kumar Son of Late Ram Swaroop Sinha resident of Village - Lala Bhadsara, P.S. Dulhin Bazar, District Patna.
15. Parwez Akhtar Son of Late Akhturul Islam resident of Hazi Harman Colony, P.S. Phulwarisharif, District Patna.
16. Upendra Prasad Singh Son of Dev Narayan Prasad Singh resident of Ramdas Path, P.S. Jakkanpur, District Patna.
17. Manoj Kumar Son of Late Chhatwali Ram resident of Village - Maner Telpa, P.S. Bikram, District Patna.
18. Ajay Kumar Son of Bankateshwar Sharma Resident of Village - Harpura, P.S. Bikram, District Patna.
19. Ajay Kumar Verma Son of Dwaika Prasad resident of Village - Khoraittha, P.S. Bikram, District - Patna.
20. Dinesh Kumar Son of Late Chandradhari Sharma resident of Village - Sarwa Bhadsara, P.O. Gorkhari, District - Patna.
21. Shiv Nath Paswan Son of Late Baleshwar Paswan resident of Village - Mohanchak, P.S. Bikram, District Patna.
22. Pappu Kumar Son of Rabindra Bhagat resident of Village - Datiyana, P.S. Bikram, District Patna.
23. Niraj Kumar Kamal Son of Subhash Chandra Singh resident of Village - Gopalpur, P.S. Rani Talab, District Patna.



24. Md. Ehsan Waris Son of Abdul Mazid Waris resident of Md. Sah Ki Imli, Khajekalan, District Patna.
25. Suman Ranjan Prasad Gautam Son of Late Harideo Prasad resident of Dayalchak, P.S. Barh, District Patna.
26. Ashok Kumar Choudhary son of Late Brij Nandan Choudhary resident of Mohalla - Kazichak, P.S. Barh, District - Patna.
27. Gopal Mahto Son of Late Ramdhani Mahto resident of Mohalla - Ayodhya Nagar, P.S. Barh, District Patna.
28. Manoj Kumar Son of Late Ram Nandan Prasad Singh resident of Village - Darbey, P.O. Bhadaur, P.S. Barh, District Patna.
29. Binod Kumar Son of Late Mishri Lal resident of Village - Burhani Chak, P.S. Barh, District - Patna.
30. Shiv Pujan Choudhary Son of Ram Gulam Choudhary resident of Bichali Malahi, P.S. Barh, District Patna.
31. Mithilesh Kumar Akela Son of Late Baleshwar Prasad resident of Panchshil Nagar, P.S. Barh, District Patna.
32. Mritunjay Kumar Son of Late Balram Prasad resident of Barh Ward No. 2, P.S. Barh, District Patna.
33. Santosh Kumar Son of Shree Chandradeo Paswan resident of Narayan Colony, Mitra Mandal Colony, Phase - 2, Hasanpura Road, P.S. Beur, District Patna.
34. Sunil Kumar Son of Shree Yugeshwar Prasad resident of Mohalla - Shiv Durga Lane, Mahendur, P.S. Sultanganj, District Patna.
35. Madhu Kumari Daughter of Late Baleshwar Prasad Sinha Resident of B Mukhopadhyaya Colony, Bazar Samiti, District - Patna.
36. Chanchala Kumari Daughter of Late Tapeswar Singh resident of R.I. Vatika 202 B, Salimpur Ahra, District Patna.
37. Rajesh Kumar Son of Late Shiv Pujan Prasad resident of Sharma Niwas 402, Boring Canal Road, P.S. Krishnapuri, District Patna.
38. Arun Kumar Rai Son of Shree Daya Nath Rai resident of Ajanta Niketan, Rajeev Nagar, District - Patna.
39. Fasih Shahroj Son of Masih Ahmad resident of Imam Colony, Almizan Nagar, Phulwarisharif, District Patna.
40. Md. Osaf Ali Son of Md. Shamsuddin resident of New Colony, P.S. Digha, District Patna.
41. S. Obaid Ahmad Son of Late S.M. Vasim resident of Hakim, Sakur House, Jamun Gali Bhawar Pokhar, P.S. Gandhi Maidan, District Patna.
42. Rita Rai Daughter of Shree Jai Prakash Rai resident of Ajanta Niketan, Rajeev Nagar, District - Patna.
43. Sunita Kumari Daughter of Late Nageshwar Prasad Singh resident of 2/12, 35FA B.N. Colony, Bhoot Nath Road, Kankarbagh, P.S. Kankarbagh, District Patna.
44. Poonam Kumar Daughter of Late Haribhushan Singh resident of Mohalla - Hanuman Nagar, Pani Tanki, Kankarbagh, District - Patna.
45. Kunti Kumar Daughter of Shree Shiv Pujan Prasad resident of L.I.G. 298 Shankar Colony, Kankarbagh, District Patna.
46. Renu Kumari Daughter of Shree Ram Nandan Prasad resident of Nagina Complex, Borinf Road 403, District Patna.



47. Belal Ahmad Son of Md. Nasimuddin resident of Sapna Apartment - 6, Flat No. - 1/2, Naya Tola, District Patna.
48. Uday Narayan Choubey Son of Chandra Bhushan Choubey resident of Manas Niketan, Budh Nagar, Road No. 2, District Patna.
49. Rajesh Kumar Son of Rasik Lal Singh resident of Ganga Bhawan, Langar Toli Gali, Nala Road, District Patna.
50. Iftikhar Shahin Daughter of Md. Jafaruddin resident of Mohalla - Katra School, Mewa Saw Lane, Sultanganj, District - Patna.
51. Om Prakash Son of Late Krishna Dayal resident of Ram Sahay Lane, Mahendru, District Patna.
52. Amit Kumar Son of Anjani Kumar Sinha resident of Mohalla Nanmuhia, Dr. Narayan Singh Lane, Gulzarbagh, District Patna.
53. Sunil Kumar Son of Chandeshwar Prasad resident of Village - Khairva, P.S. Riga, District Sitamarhi.
54. Suresh Ram Son of Rajendra Ram resident of Village - Ramanga, P.O. Gamaharia, P.S. Mejarganj, District Sitamarhi.
55. Mohan Prasad Son of Late Hari Lal Prasad resident of Village - Dayamchak, P.S. - Sare, District - Nalanda.
56. Ramjee Paswan Son of Late Jageshwar Paswan resident of Village - Mahmuda Saksohara, P.S. Saksohara, District Patna.
57. Indrajeet Paswan Son of Late Dukhi Paswan resident of Village - Marachi, P.S. Marachi, District Patna.
58. Ajay Paswan Son of Ram Pravesh Paswan resident of Village - Budhandi Chak, P.S. Barh, District Patna.
59. Umesh Paswan Son of Late Shyamrup Paswan resident of Village - Andauli, P.S. Sakshohara, District Patna.
60. Nand Kishore Prasad Son of Late Fakira Prasad resident of Village - Next, P.S. Sare, District - Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Principal Secretary, Department of Finance, Government of Bihar, Patna.
4. The Director, Primary Education, Government of Bihar, Patna.
5. The District Education Officer, Patna.
6. The District Programme Officer (Establishment), Patna.
7. The District Programme Officer (Establishment), Sitamarhi.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Pramod Kumar, Advocate
For the Respondent/s	:	Mr. Ashutosh Ranjan Pandey, AAG-15

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER



2 03-08-2018 Heard the parties.

In the present writ application, the following relief has been sought for on behalf of the petitioners :

(1) For issuance of a writ in nature of mandamus commanding and directing the Respondents authorities to grant first Time Bound Promotion/Senior Selection Grade to the petitioners with effect from the date they became entitled after completion of 12(twelve) years of Service in the light of the Bihar Elementary School Teachers Promotion Rule 1993 read with the Order dated 16.08/2017 passed in L.P.A. No.756 of 2015 with all consequential benefits for which the petitioners may found legally entitled to.

On behalf of the petitioners, it has been submitted that the case of the petitioners is squarely covered by the order dated 01.11.2017 passed in C.W.J.C. No.14670 of 2014.

The Respondent Nos. 6 and 7, i.e. The District Programme Officer (Establishment), Patna and the District Programme Officer (Establishment), Sitamarhi respectively, are directed to examine the case of the petitioners in the light of the case referred above and pass an appropriate order in accordance with law within a period of three months from the date of receipt/production of a copy of this order.



With the aforesaid observation and direction, the
present writ application stands disposed of.

(Sudhir Singh, J)

Narendra/-

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