

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23815 of 2012

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Md. Islam Son Of Late Md. Razzaque R/O Pakki Talab, P.S. Biharsharif,
District – Nalanda

... .. Petitioner/S

Versus

1. The Vice Chancellor Of Rajendra Agriculture University Pusa, Samastipur
 2. The Registrar Rajendra Agriculture University, Pusa, Samastipur
 3. The Finance Officer Rajendra Agriculture University Pusa , Samastipur
- Respondent/s
- =====

Appearance :

For the Petitioner/s	:	Md. Majid Mahboob Khan, Advocate
For the University	:	Mr. Chandra Mohan Singh, Advocate
For RACAU	:	Mr. Arvind Ujjawal, Advocate

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT

Date : 14-09-2018

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

2. The grievance of the petitioner in the present writ
petition is discrimination in the matter of fixation and grant of pay
scale.

3. Learned counsel for the petitioner submits that the
respondents have granted revised pay scale to similarly
circumstanced others in the pay scale of Rs. 1400-2300 but in the
case of the petitioner lower pay scale was provided.

4. In the matter of grant of pay scale, the respondents
are required to examine their own record and to decide the
entitlement on the basis of pay scale prescribed for the post and
revised from time to time on the basis of pay revision Committee
recommendation.

5. Since the petitioner has superannuated, the
University is required to consider the case of the petitioner and if



any similarly circumstanced person holding the same position was granted different pay scale above the petitioner, the respondent-University has to take corrective measure and grant similar pay scale as granted to similarly circumstanced others. Necessary decision for grant of such pay scale must be taken by the respondents at the earliest preferably within a maximum period of four months from the date of receipt/production of a copy of this order.

6. In the event, the respondents finds the case of the petitioner for revision of the pay scale, necessary order may be passed in favour of the petitioner within the time frame indicated hereinabove. In case the case of the petitioner is distinguishable on facts from others, reasoned order may be passed rejecting the claim of the petitioner.

7. With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

spandey/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	17.09.2018
Transmission Date	

