

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11389 of 2016

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1. Kripanand Mishra son of late Buchhan Mishra Resident of Village-Beldara P.S. Pipra District Supaul A/p Head Master, Mahanthidevi Prath-sah-Madhya Sanskrit School, Gordhaiy, Tribeniganj, Supaul
 2. Binod Mishra Son of Sri Upendra Mishra Resident of Village-Beldara P.S. Pipra District Supaul A/p Assistant Teacher, Mahanthidevi Prath-sah-Madhya Sanskrit School, Gordhaiy, Tribeniganj, Supaul
 3. Prabhunarain Mandal son of late Sunder Mandal Resident of Village-Belha P.S. Trbeniganj District Supaul A/p Assistant Teacher, Mahanthidevi Prath-Sah-Madhya Sanskrit School, Gordhaiy, Tribeniganj, Supaul
 4. Bhojdeo Mandal Son of late Rambholi Mandal Resident of Village-Gordhaiy P.S. Trbeniganj District Supaul A/p Assistant Teacher, Mahanthidevi Prath-Sah-Madhya Sanskrit School, Gordhaiy, Tribeniganj, Supaul
 5. Jagdeo Mandal Son of late Rambholi Mandal Resident of Village-Gordhaiy P.S. Trbeniganj District Supaul A/p Assistant Teacher, Mahanthidevi Prath-Sah-Madhya Sanskrit School, Gordhaiy, Tribeniganj, Supaul
- Petitioners

Versus

1. The State of Bihar through the Principal Secretary, Education Department, New Secretariat, Patna
 2. The Special Director, Secondary Education, Directorate of Education, New Secretariat, Patna
 3. Bihar State Sanskrit Shiksha Board, Patna
 4. The Chairman, Bihar State Sanskrit Shiksha Board, Patna
 5. The Secretary, Bihar State Sanskrit Shiksha Board, Patna
 6. The District Education Officer, Supaul
 7. The District Programme Officer, Supaul
- Respondents
- =====

Appearance :

For the Petitioners:M/S Gajendra Kumar Jha & Bam Bahadur Jha, Advts.
For the BSEB :M/S Satyam Shivam Sundram & Shashank Shekhar Jha, Advts.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 05-02-2018 Heard the learned counsel for the petitioners, the learned counsel for the Bihar State Sanskrit Shiksha Board and the learned counsel appearing for the State.

The grievance of the petitioners in the present writ application is payment of salary from 01.04.1990 to 31.03.1998



and salary for the period after 31st October, 2014.

This writ petition has exchequered history and after series of litigation the matter was decided and amount was released for payment of salary from 01.04.1990 to 31.03.1998. However, no decision was taken with regard to the period from 01.04.1990 to 31.03.1998. Instead of deciding the entitlement of the petitioner for payment of salary for the period from 01.04.1990 to 31.03.1998 and after 31.10.2014 in the present proceeding.

The writ petition is **disposed of** with a direction to the respondents 2 and 6, namely, the Special Director, Secondary Education, Directorate of Education New Secretariat, Patna, and the District Education Officer, Supaul, to examine the representation of the petitioners, contained in Annexure 6 series, and pass appropriate order in accordance with law within a maximum period of sixty days, from the date of receipt/production of a copy of this order and if the petitioners are found entitled to payment of salary for the aforesaid period, necessary consequential order be passed within the period indicated here-in-above.

It is made clear that this Court has not expressed any opinion on the claim of the petitioners, which shall be the responsibility of the respondents 2 and 6, namely, the Special



Director, Secondary Education, Directorate of Education New Secretariat, Patna, and the District Education Officer, Supaul, to examine the relevant document(s) and on verification of such record pass appropriate order.

(Anil Kumar Upadhyay, J)

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