

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.16718 of 2017

=====

1. Naresh Sahni Son of Late Mushai Sahni Resident of Village - Ekma, P.S. Hathauri, District - Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar through Chief Secretary, Govt. of Bihar, Patna.
2. The District Magistrate, Muzaffarpur.
3. The District Education Officer, Muzaffarpur.
4. The Block Education Officer, Auri, Anchal - 2.
5. Sanju Kumari wife of Ran Nand Pd. Sahi R/o Village + P.O. Hari Rampur Sahi, P.S. Hathauri, District - Muzaffarpur.
6. Nandu Paswan son of Maheshwar Paswan Resident of Village - Harpur, P.O. Hari Rampur, P.S. Hathar, District - Muzaffarpur.

.... Respondent/s

=====

Appearance :
For the Petitioner/s : Mr. Nachiketa Jha
For the Respondent/s : Mr. Ram Vinay Pd. Singh, A.C. to G.A.XII.

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT
Date: 22-03-2018

Heard learned counsel for the petitioner, counsel appearing on behalf of the State.

This writ application has been filed for a direction to the respondent to consider and make payment of salary for the period the petitioner has worked. There is no need to take response of the private respondent No.5 and 6. As there is no dispute as to inter se seniority or dispute as to who shall be in charge of headmaster and head mistress in the school.

In view of relief prayed for, this writ application is disposed of with the direction to the respondent, District Education Officer,



Muzaffarpur to take and decide the claim of the petitioner for payment of salary for the period the petitioner has worked. The petitioner admitted that he has already handed over charge to Sanju Devi and as such there is no reason to keep the payment of salary of the petitioner in abeyance. Accordingly, respondents are directed to take immediate steps for release of the salary of the petitioner and ensure payment and any order passed by the respondent for keeping the salary of the petitioner shall not come in the way in view of the fact of subsequent development whereby the petitioner was handed over charge to Smt. Sanju Devi.

In view of the above, the writ application stand disposed of accordingly.

(Anil Kumar Upadhyay, J)

Sanjeev/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	

