

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5511 of 2018

1. Ravi Shankar Singh son of Ramanuj Singh resident of Village + Post - Nagari, P.S. - Charpokhari, District - Bhojpur.
2. Akhilesh Kumar son of Kameshwar Ram resident of Village - Bagahi Tola, Post - Mansagar, P.S. - Charpokhari, District - Bhojpur.
3. Umesh Roy son of Jugeshwar Roy resident of Village - Telarh, P.S. - Piro, District - Bhojpur.
4. Sri Ram Ray son of Umesh Ray resident of Village + Post - Begar, P.S. - Tarari, District - Bhojpur.
5. Binay Kumar Sinha son of Sri Bishnu Dayal Prasad Sinha resident of Village + Post - Sonpura, P.S. - Udwantnagar, District - Bhojpur.
6. Sanjay Nath son of Kameshwar Nath Srivastava resident of Village + Post - Chandawa, P.S. - Ara Nawada, District - Bhojpur.
7. Kamdeo Kumar son of Jwala Prasad resident of Village + Post - Jamuaow, P.S. - Sandesh, District - Bhojpur.
8. Suresh Nandan Prasad son of Surya Nandan Prasad resident of Muhalla - Maulabag, P.S. - Ara Nawada, District - Bhojpur.
9. Sunil Kumar son of Late Rajendra Prasad resident of Muhalla - Maulabag, P.S. - Ara Nawada, District - Bhojpur.
10. Suresh Chandra Verma son of Shashi Bhushan Prasad resident of Muhalla - Maulabag, P.S. - Ara Nawada, District - Bhojpur.
11. Binod Kumar Singh son of Surya Bali Singh resident of Village + P.O. - Girdhar, Baraw, P.S. - Nawanagar, District - Buxar.
12. Dinesh Nandan Prasad son of Suraj Nandan Prasad resident of Muhalla - Maulabag, P.S. - Ara Nawada, District - Bhojpur.
13. Mithilesh Kumar Mishra son of Ramyash Mishra resident of Village + P.O. - Sonbarsa, P.S. - Charpokhari, District - Bhojpur.
14. Binod Pandey son of Ram Sunder Pandey resident of village - Akarauj, P.S. - Tarari, District - Bhojpur.
15. Ajay Kumar Tiwary son of Chandrama Tiwary resident of village - Berai, P.S. - Tarari, District - Bhojpur.
16. Bashishth Narayan Sharma son of Ram Krishna Sharma resident of village + P.O. - Barah, Block - Patna, District - Patna.
17. Basudeo Pathak son of Late Rajendra Pathak resident of Village + P.O. - Nagari, P.S. Charpokhari, District - Bhojpur.
18. Anil Kumar Pathak son of Late Shiv Deval Pathak resident of Village - Kurmuri, P.O. - Kurmuri, P.S. - Sikarahatta, District - Bhojpur.
19. Sri Bhagwan Pandey son of Kashinath Pandey resident of village - Gopalpur, P.O. - Khund, P.S. - Dinara, District - Rohtas.
20. Amarnath Singh son of Shiv Prasad Singh resident of village + P.O. - Daulatpur, P.S. - Ara Muffasil, District - Bhojpur.
21. Rabindra Kumar Singh son of Nanhaku Choudhary resident of village - Jamsona, P.O. - Semari, P.S. - Dawath, District - Rohtas.
22. Shiv Kumar Singh son of Ram Sakal Singh resident of Muhalla - K.G. Road, Ara, P.S. - Ara Nawada, District - Bhojpur.



23. Mithilesh Kumar son of Sri Rameshwar Singh resident of Village + P.O. - Neknam Tola, P.S. - Barahara, District - Bhojpur.
24. Md. Mahfuz Alam son of Md. Islam resident of Muhalla - Biskut Gali, Mahadeva Road Ara, P.S. - Ara Town, District - Bhojpur.
25. Abdul Farid son of Asger Ali resident of Village + P.O. - Dalip-Pur, P.S. Dhangai, District - Bhojpur.
26. Umesh Kumar Mishra son of Sushil Mishra resident of Village + P.O. - Dalip-Pur, P.S. Dhangai, District - Bhojpur.
27. Nandji Singh son of Late Ramdas Singh resident of Village + P.O. - Bamhwar, P.S. - Piro, District - Bhojpur.
28. Md. Abulais Ansari son of Md. Khajmuddin resident of Village - Bhagalpur, P.O. + P.S. - Piro, District - Bhojpur.
29. Nurul Hoda son of Zannat Hussain resident of Village + P.O. - Sakala Bazar, P.S. - Gorari, District - Rohtas.
30. Ram Swarup Ram son of Ram Ratan Ram resident of Village + P.O. - Keshawan, P.S. - Piro, District - Bhojpur.
31. Manoj Kumar Singh son of Sri Nathuni Singh resident of Village + P.O. - Bhadar, P.S. - Nawanagar, District - Buxar.
32. Uma Shankar Choudhary son of Badri Narayan Choudhary resident of Village + P.O. - Kusumhara, P.S. - Bikramganj, District - Rohtas.
33. Anant Kumar Srivastava son of Bajrang Lal resident of Village - Mahudahi, P.S. - Barahara, District - Bhojpur at present resident of Muhalla - P.N.B. Rajendra Nagar, Ara, P.S. - Ara Nawada, District Bhojpur.
34. Rajesh Kumar son of Ram Pravesh Singh resident of village - Baida, P.O. Murar, P.S. Murar, District - Buxar.
35. Rameshwar Lal son of Sri Harilal resident of Village + P.O. - Chakki, P.S.- Brahmpur, District - Buxar.
36. Ajay Kumar son of Veyas Muni Singh resident of Village + P.O. - Nagari, P.S. Charpokhari, District - Bhojpur. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Government of Bihar, Patna.
2. The Director, Primary Education, Govt. of Bihar, Patna.
3. The District Development Commissioner-cum-Chairman Establishment Committee, Bhojpur (Ara).
4. The District Education Officer, Bhojpur (Ara).
5. The District Programme Officer (Establishment), Bhojpur.... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Maya Shankar Mishra, Advocate
For the Respondent/s : Mr. Kumar Kamal Nayan, AC to SC-28

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 10-04-2018

Heard learned counsel for the petitioners and the State.

The grievance of the petitioners in the present writ petition



is non-consideration of his case for grant of senior pay scale.

Learned counsel for the petitioners submits that the issue raised in the present writ petition is covered by a decision of this Court dated 31.3.2011 in CWJC No. 6139 of 2007, as contained in Annexure-2.

In view of the above, the writ petition is disposed of with a direction to the respondent-Director, Primary Education to examine the claim of the petitioners in the light of the order dated 31.3.2011, Annexure-2 and pass appropriate order in accordance with the law laid down by this Court in CWJC No. 6139 of 2007 which was affirmed in LPA No. 756 of 2015 vide order dated 16.08.2017.

Final decision on the claim of the petitioners must be taken by the respondents within a period of 60 days from the date of receipt/production of a copy of this order and consequential benefit must be extended within a further period of one month from the date of decision of the respondents.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

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