

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11353 of 2018

1. Nityanand Singh, Son of Rajendra Prasad Singh, Resident of Village- Korigavan, P.S.- Kochas, District- Rohtas.
2. Manjay Lal, Son of Lakshman Singh, Resident of Village- Mohania Road (N.H.-30) Moti Devi ITI Kochas, P.S.- Kochas, District- Rohtas.
3. Shah Alam, Son of Noorul Hassan, Resident of Village- Sherganj Sasaram, P.S.- Sasaram, District- Rohtas.
4. Shashi Kumar Maurya, Son of Ganesh Maurya, Resident of Village- Minv, P.S.- Bhabua, District- Kaimur.
5. Daya Nand Singh, Son of Jagaram Singh, Resident of Village- Bhagiratha, P.S.- Dinara, District- Rohtas.
6. Rakesh Kumar, Son of Daya Shankar Singh, Resident of Village- Satasa, P.S.- Kochas, District- Rohtas.
7. Chaman Lal, Son of Sri Chhotak, Resident of Village- Maniyar, P.S.- Maniyar, District- Ballia (U.P.)
8. Vijay Kumar Gupta, Son of Ram Ekbal Gupta, Resident of Village- Samardhihan, P.S.- Karagahar, District- Rohtas.
9. Sambhu Kumar, Son of Late Sheo Sagar Chaudhary, Resident of Gajadhar, Gali-1 (B) Kali Mandir, P.S.- Sasaram, District- Rohtas.
10. Prabhash @ Prabhash Kumar Gupta, Son of Raj Mohan Prasad, Resident of Sherganj, P.S.- Sasaram, District- Rohtas.
11. Vijay Kumar Singh, Son of Ram Nath, Resident of Village- Bishunpura, P.S.- Nokha, District- Rohtas.
12. Ajit Kumar Chourasia, Son of Rang Lal Chaurasia, Resident of Village- Jabara, P.S.- Nokha, District- Rohtas.
13. Binay Kumar Gupta, Son of Chhotelal Prasad, Resident of Village- South Street Chenari, P.S.- Chenari, District- Rohtas.
14. Pradumn Kumar Upadhyay, Son of Hari Krishan Upadhyay, Resident of Godari, P.S.- Karakat, District- Rohtas.
15. Vikash Kumar Rai, Son of Sudarshan Rai, Resident of Village- S/18, S Block, Dalmia Ngar, Sidhauli, P.S.- Dehari, District- Rohtas.
16. Ram Pravesh Singh, Son of Ram Jitan Singh, Resident of Village- Lakhnu Saray, P.S.- Sasaram, District- Rohtas.
17. Ramesh Kumar Kharwar, Son of Shailendra Kumar, Resident of Mohalla- Ward No.13, Mahadevpur, Manikpur, P.S.- Buxar, District- Buxar.
18. Hariom Tiwari, Son of Arjun Tiwari, Resident of Village- Sawan Dehari, Balthari, P.S.- Kochas, District- Rohtas.
19. Chandresh Kumar Chandrakant, Son of Hiralal Singh, Resident of Mohalla- Ward No.9, Patel Nagar, Gadha Nokha, P.S.- Nokha, District- Rohtas.
20. Jitendra Kumar Singh, Son of Rajgrihi Singh, Resident of Village- Dev Khaira, P.S.- Kochas, District- Rohtas.
21. Ashiwani Kumar Tiwari, Son of Ravi Narayan Tiwari, Resident of Village- Sirisian, P.S.- Karagahar, District- Rohtas.
22. Abdul Hamid, Son of Abdul Gafar Asharafi, Resident of Village- Lurgumi Kalan, P.S.- Netarhat, District- Latehar (Jharkhand).



23. Amit Kumar Singh, Son of Jitendra Singh, Resident of Village- Kanchanpur, P.S.- Sasaram, District- Rohtas.
24. Girish Narayan Mishra, Son of Ramjee Mishra, Resident of Village- Itadhiyan, P.S.- Karakat (Gorari), District- Rohtas.
25. Sweta Singh, Daughter of Mundrika Singh, Resident of Mohalla- New Area, Sasaram, P.S.- Sasaram, District- Rohtas.
26. Shruti Divya, Daughter of Pandey Jadishwar Prasad, Resident of Village- Baraila, P.S.- Shiv Shagar, District- Rohtas.
27. Kavita Kumari @ Kavita Devi, Wife of Dinesh Prasad Ravidas, Resident of Village- Pachasawa, Karwandiya, P.S.- Sasaram, District- Rohtas.
28. Santan Kumar Singh, Son of Shivjee Singh, Resident of Village- Rampur, P.S.- Kochas, District- Rohtas.
29. Niraj Kumar Verma, Son of Arvind Kumar, Resident of Mohalla- Police Line Field, C/3, Telephone Colony, Daltenganj, P.S.- Daltenganj, District- Palamu (Jharkhand).
30. Satish Kumar Patel, Son of Shyambihari Singh, Resident of Village- Karama, P.S.- Nokha, District- Rohtas.
31. Sanoj Kumar, Son of Surya Nath Prasad, Resident of Village- Bishunpura, Nahauna, P.S.- Sasaram, District- Rohtas.
32. Harendra Singh, Son of Sri Ram Ganesh Singh, Resident of Village- Ararua, P.S.- Karagahar, District- Rohtas.
33. Mithilesh Kumar, Son of Banarasi Singh, Resident of Village- Chitaini, P.S.- Kochas, District- Rohtas.
34. Nitya Nand Mukesh, Son of Shiv Govind Ram, Resident of Village- Baraka Nuawan, Buxar Jail, Hawayi Adda, P.S.- Buxar Town, District- Buxar.
35. Anamika Pathak, Wife of Vikash Chandra Mishra, Resident of Village- Mishravaliya, Pach Pokhri, P.S.- Pach Pokhari, District- Rohtas.
36. Lokesh Ranjan Tiwari, Son of Ram Bihari Tiwari, Resident of Village- Dev Khaira, P.S.- Karagahar, District- Rohtas.
37. Ram Pravesh Ram, Son of Chhabinath Ram, Resident of Village- Mokaram, Telari, P.S.- Kudra, District- Kaimur.
38. Md. Mumtaz @ Md. Mumtaj Alam, Son of Abdul Monaf, Resident of Village- Ansari Shrikhinda, P.S.- Nokha, District- Rohtas.
39. Sunil Kumar, Son of Bhim Ram, Resident of Village- Dudhar, Sisirit, P.S.- Nokha, District- Rohtas.
40. Dharmendra Kumar, Son of Ramayan Singh, Resident of Village- Nisija, Sawar, P.S.- Bhabua, District- Kaimur.
41. Ambrish Kumar Chaubey, Son of Ambika Chaubey, Resident of Village- Ashrawalia, P.S.- Kudra, District- Kaimur.
42. Brij Kishore Chaubey, Son of Dev Bansh Chaubey, Resident of Village- Turki, P.S.- Kudra, District- Kaimur.
43. Bagish Kumar, Son of Vijay Kumar Chaubey, Resident of Village- Raghunathpur, P.S.- Chenari, District- Rohtas.
44. Madan Kumar Ram, Son of Ram Nagina Ram, Resident of Village- Turki, Sadokhar, P.S.- Chenari, District- Rohtas.
45. Vijay Narayan Singh, Son of Suraj Nath Singh, Resident of Mohalla- Street No.6, Patel Colony, Gaurakshni, P.S.- Sasaram, District- Rohtas.



46. Suresh Singh, Son of Sitaram Singh, Resident of Village- Rasen Kalan, P.S.- Rajpur, District- Buxar.
47. Indu @ Indu Singh, Wife of Om Prakash, Resident of Village- Semari Dev, P.S.- Dehari, District- Rohtas.
48. Santosh Kumar Singh, Son of Bikrama Singh, Resident of Mohalla- Jai Mata Di Sadi Center, Ward No.11, Kochas, P.S.- Kochas, District- Rohtas.
49. Archana Singh, Wife of Vatan Kumar Singh, Resident of Village- Dariyapur, Kandawa, P.S.- Chunar, District- Mirjapur (U.P.).
50. Shiv Mangal Singh, Son of Jagmohan Singh, Resident of Village- Badhaiya Bag, Takiya, P.S.- Sasaram, District- Rohtas.
51. Saradar Sarwajit Singh, Son of Saradar Satya Narayan Singh, Resident of Mohalla- Sobhaganj, P.S.- Sasaram, District- Rohtas.
52. Sardar Santosh Singh, Son of Sardar Satya Narayan Singh, Resident of Mohalla- Sobhaganj, P.S.- Sasaram, District- Rohtas.
53. Arun Kumar Pandey, Son of Late Ramuna Pandey, Resident of Village- Sohagi (Darihat), P.S.- Nashriganj, District- Rohtas.
54. Babita Kumari, D/o Hari Nandan Singh, Resident of Village- Gangauli, P.S.- Dalmia Nagar (Dehari), District- Rohtas.
55. Kanak Lata, W/o Lakshaman Singh, Resident of Mohalla- R.K. Puram, Khagaul, P.S.- Khagaul (Danapur), District- Patna.

... .. Petitioner/s

Versus

1. The Union of India, through Secretary Department of School Education & Literacy Ministry of Human Resource Development, Government of India.
2. The State of Bihar through its Principal Secretary, Department of Human Resource Development, Bihar, Patna.
3. The Director Primary Education Department of Human Resource Development, Bihar, Patna.
4. The State of Bihar through the Chief Secretary, Bihar, Patna.
5. The District Programme Officer, Rohtas, Sasaram.
6. The District Programme Officer, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Saroj Kumar, Adv.
For the Respondent/s : Mr. Prabhakar Jha -GP27

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-08-2018 Heard the parties.

In the present writ application, the following reliefs have been sought for on behalf of the petitioners :

(i) For issuance of direction/directions or



order/orders or writ/writs to the respondents authorities for commanding and directing to treat the petitioner as trained teachers and to make payment of pay scale of trained teachers from their date of initial appointment in lieu of breach of their own duty of non providing six month special training (i.e. Six Month Bridge Course) after their initial appointment on the post of Elementary Teacher in different Primary Schools in the State of Bihar.

(ii) Also for issuance of direction upon the respondents particularly Principal Secretary, Education Department to consider the representation dated 02.05.2018 filed by the petitioners for providing trained scale in view of the direction as given by this Hon'ble Court in a similar situated case bearing CWJC No.5122/2018 dated 27.03.2018.

It has been submitted that the petitioners had filed a representation vide Annexure 5 to the present writ application before the Respondents No.2 for redressal of their grievances, but the same is pending till date.

It has further been submitted that the case of the petitioners is squarely covered by the order dated 27.03.2018 passed in C.W.J.C. No.5122 of 2018.

The Respondent No.2, i.e. The Principal Secretary, Department of Human Resource Development, Bihar, Patna is directed to examine the case of the petitioners in the light of the



case as referred above and dispose of the representation filed on behalf of the petitioners 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)

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