

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4006 of 2019

1. Ram Priya Singh Son of Satya Narayan Singh Resident of Village- Jagnnathpur, Post Office- Amdanda via Ekchari, Police Station- Amdanda, District- Bhagalpur. At present residing at Kushwaha Vatika, Ishak Chak, P.S.- Ishak Chak, District- Bhagalpur. At present posted and working as an Assistant Teacher in Govt. Middle School Satjori, Block- Goradih, District- Bhagalpur.
2. Sanjay Kumar Son of Chandra Kishor Yadav Resident of Village- Manshi, Post Office- Manshi, Police Station- Chautham, District- Khagaria. At present residing at Girija Mukteshwar Colony, Mayaganj Road, Post Office- Barari, P.S.- Barari, District- Bhagalpur. at present posted and working as an Assistant Teacher in Govt. Urdu Primary School Mayaganj, Block- Nagar Nigam, District- Bhagalpur.
3. Kailash Mandal Son of Bela Mandal Resident of Village- Mayrcha, Post Office- Bhawanpura, Police Station- Bihpur, District- Bhagalpur. Presently residing at Mohalla- Roy Bhadur Surya Prasad Road, Guljarilal Galli, Chhotti Khanjarpur, Post Office- Khanjarpur, Police Station- Barari, District- Bhagalpur. At present posted and working as an Assistant Teacher in Govt. Middle Satiyara, Block- Narayanpur, District- Bhagalpur.
4. Manoj Kumar Dubey Son of Chandra Prasad Dubey Resident of Mohalla- Bitson Road, Chhotti Khangarpur, Post Office- Khangarpur, Post Office- Khangarpur, Police Station- Barari, District- Bhagalpur. At present posted and working as an Assistant Teacher in Govt. Middle School Goradih, Block- Goradih, District- Bhagalpur.
5. Beda Nand Singh Son of Basudev Prasad Singh Resident of Village- Sripur, Post Office- Maniyamor, Police Station- Naugachia, District- Bhagalpur, At present posted and working as an Assistant Teacher in Govt. Middle School Aagarpur (Khas), Block- Goradih, District- Bhagalpur.
6. Md. Aadil Akhtar Ansari Son of Md. Syed Akhtar Ansari Resident of Village- Barari, Post Office- Barari, Police Station- Barari, District- Bhagalpur. At present posted and working as an Assistant Teacher in Govt. Urdu Middle School Machhipur, Block- Goradih, District- Bhagalpur.
7. Pradeep Kumar Sah Son of Ram Lakhan Sah Resident of Mohalla- K.B. Lal Road, Nath Nagar, Post Office- Nath Nagar, Police Station- Nath Nagar, District- Bhagalpur. At present posted and working as an Assistant Teacher in Govt. Middle School Dariyapur Sahib Kothi, Block- Shahkund, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Department of Education Government of Bihar, Patna.
3. The Principal Secretary, Department of Finance, Government of Bihar, Patna.



4. The Director, Primary Education Government of Bihar, Patna.
5. The District Education Officer, District- Bhagalpur.
6. The District Programme Officer (Establishment), District- Bhagalpur.
7. The Block Education Officer, Goradih, District- Bhagalpur.
8. The Block Education Officer, Barari, District- Bhagalpur.
9. The Block Education Officer, Narayanpur, District- Bhagalpur.
10. The Block Education Officer, Naugachia, District- Bhagalpur.
11. The Block Education Officer, Shahkund District- Bhagalpur.
12. The District Accounts Officer, District- Bhagalpur.
13. The District Treasury Officer, District- Bhagalpur.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Mishra
For the Respondent/s : Mr.Kameshwar Kumar (Gp17)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 25-04-2019 Heard the learned counsel for the petitioners and the
learned counsel appearing for the State.

The present writ petition has been filed for issuing a
direction to the respondents to grant senior pay scale on
completion of 12 years.

The learned counsel for the petitioners submits that
the issue raised in the present writ petition is no more res
integra. A coordinate Bench of this Court had already decided
the issue vide order dated 31.03.2011 passed in CWJC No. 6139
of 2007 (**Ram Ashis Tiwary & others vs. The State of Bihar
and others**) and the order of the Writ Court was affirmed in
L.P.A. No. 756 of 2015 dated 16.08.2017.



In above view of the matter, the present writ petition is disposed of with a direction to the respondent no.6 to examine the case of the petitioners in light of the decision of the Writ Court in C.W. J.C. No. 6139 of 2007 dated 31.03.2011 as affirmed in L.P.A. No. 756 of 2015 dated 16.08.2017 and the final decision in this regard must be taken by the respondent no.6 within a period of two months from the date of receipt/production of a copy of this order and all consequential benefits including the monetary benefit should be extended to the petitioners within a period of one month thereafter.

The writ petition stands disposed of on the aforesaid terms.

(Mohit Kumar Shah, J)

Tiwary/-

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