

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23874 of 2018

1. Jaidev Chatterjee S/o Late Haridas Chatterjee, Resident of-Flat No.403, Lal Kothi Apartment, New Jakkanpur, Police Station-Jakkanpur, District-Patna, at Present (Retired) Assistant Teacher, New Sinha Modern Middle School, Purandarpur, Golghar, Patna.
2. Madan Pandey S/o Late Baro Pandey, Resident of Village-Mayapur, P.S.-Wazirganj, Post-Makdumpur, District-Gaya, at Present (Retired) Assistant Teacher Upgraded Middle School, Jafarpur, Anchal-Danapur, District-Patna.
3. Satyendra Kumar Singh S/o Late Jai Narayan Prasad C/A 32, P.C. Colony, Kankarbagh, District-Patna, at Present Assistant teacher, Arya Kanya Middle School, Barch, District-Patna.
4. Parasuram Singh S/o Late Sukhdeo Singh Village-Musepur, Post-Vevad-Sikaria, P.S.-Sikaria, District-Jehanabad, at Present (Retired) Assistant Teacher, Middle School, Bara, Anchal-Masaurhi, District-Patna.
5. Amrendra Kumar Sinha, S/o Late Parmanand Prasad Verma South of Poddar Bhawan, Near DVC Quarters, Jakkanpur, Post-GPO, P.S.-Gardanibagh District-Patna at Present (Retired) Assistant Teacher, Gajadhar Middle School, Prithvipur, Chiraiyatand, Anchal- Golghar, District-Patna.
6. Jawahar Lal S/o Late Gyanchand Rai Post-Sarai, Via-Neora, P.S.-Khagaul, District-Patna, at Present (Retired) Assistant Teacher, Upgraded Middle School, Sikarpur, Anchal-Danapur, District-Patna
7. Raj Kumar S/o Late Laxmi Narayan Munib R/Mohalla-Kurmi Tola, Post-Begampur, P.S.-Chowk Patna City, District-Patna at Present (Retired) Assistant Teacher, Middle School, Rukunpura, Anchal-Bakhtiyarpur, District-Patna
8. Shailendra KUMAR Gupta S/o Late Jagdish Gupta, Resident of Fulwari Gali, P.S.-Chowk Patna City, District-Patna, at Present (Retired) Assistant Teacher, Upgraded Middle School, Bahapur, Anchal-Bakhtiyarpur, District-Patna
9. Anil KUMAR Sinha S/o Late Rameshwar Prasad r/Mohalla-Kashinath Lane, Lohanipur, P.O.-P.S.-Kadamkuan, District-Patna, at Present Assistant Teacher, Kanya Middle School, Karbigahiya, Anchal-Golghar, District-Patna.
10. Binod Kumar Sharma S/o ramchandra Sharma Gayatri Nagar, Kurthoul, District-Patna at Present (retired) Assistant Teacher, Primary School, Harbanshpur, Anchal-Masaurhi, District-Patna
11. Arun Kumar Dutta, S/o Late Anant Kumar Dutta Resident o Flat No.205, Hem Villa Complex, DVC Road, Post-GPO, P.S.-Gardanibagh, District-Patna at Present (Retired) Asistant Teacher, Middle School, Saksohra, Anchal-Belchi, Barh, District-Patna
12. Jai Ram Sharma S/o Late Suryadeo Singh Adarsh Nagar Colony, Road No.02, Phulwarisharif, District-Patna, at Present (Retired) Assistant Teacher, Middle School, Issopur, Anchal-Phulwari, District-Patna
13. Ramesh Prasad Singh S/o Late Baliram Singh Resident of Village-Post Nagwa, P.S.-Naubatpur, District-Patna, at Present (Retired) Assistant



teacher, Primary School, Bind Toli, Anchal-Danapur, District-Patna

14. Raman Prasad, S/o Late Tribhuwan Thakur, Resident of Village-Imadpur, Post-Bowri Beldarpur, District-Jehanabad, at Present (Retired) Assistant Teacher, Middle School, Chikiyatola, Anchal-Danapur, District-Patna
15. Krishnabihari S/o Late Jag Bilash Singh Resident of Mohalla- Malikana, M.P. Road, Malikana, District, District-Patna at Present (Retired) Assistant Teacher, New Sinha Modern Middle School, Purandarpur Anchal-Golghar, District-Patna
16. Shailendra Kuamr Kusum, S/o Late Sadhu Saran Singh Resident of Mohalla-Chanakya Colony, Parsa Bazar, P.S.-Kurthoul, Distirct-Patna, at Present (Retired) Assistant Teacher, Upgraded Middle School, Bhelwara, Sampatchak, District-Patna.
17. Ram Sharan Ram S/o Late Sanichar Ram Resident of Village-Marora, Post-Nadoul, P.S.-Masaurhi, District-Patna, at Present (Retired) Assistant Teacher, Primary School, Tineri, Anchal-Masaurhi, District-Patna
18. Ram Sewak Pandit S/o Late Phagu Pandit Resident of Road No.04, Lakhibag, Post-P.s.-Masaurhi District-Patna at Present (Retired) Assistant Teacher, Middle School, Basor, Anchal-Masaurhi, District-Patna.
19. Suresh Thakur S/o Late Ram Bilas Thakur, Resident of Village- Beri, Post-Latta, District-Aurangabad, at Present (Retired) Assistant Teacher, Upgraded Middle School, Chhota Kasimchak, Snachal- Danapur, District-Patna
20. Krishnadeo Yadav S/o Late Baidyanath Yadav Resident of Village-Sikharichak, Post-Mokamaghat, District-Patna at Present (Retired) Assistant Teacher, Primary Middle School, Mittal Bhagat Ka Tola, Anchal-Danapur, District-Patna
21. Rajendra Prasad Singh S/o Late Ram Bujhawan Singh Resident of Village-Post-Ramnagar Diyara, P.S.-Athmalgola, District-Patna at Present (Retired) Assistant Teacher, Middle School, Ramnagar Diyara, Anchal-Athmalgola, District-Patna
22. Nageshwar Pandey S/o Late Saryug Pandey Resident of Mohalla-Ram Krishna Nagar, Near Rajiv Gandhi School, Post-Jaganpura, District-Patna, at Present Assistant Teacher, Primary School, Nuruddinpur, Anchal-Punpun, District-Patna,
23. Santosh Kumar S/o Late Surajdeo Singh Resident of Village-Narhat, Post-Kharona, P.S.-Bhagwanganj, Masaurhi, District-Patna at Present (Retired) Assistant Primary School, Tineri Math, Anchal-Masaurhi, District-Patna
24. Kamta Prasad S/o Late Rameshwar Sah Resident of Village-Post-P.S.-Bakhtiyarpur, District-Patna, at Present (Retired) Assistant Teacher, Primary School, Ghoshwari Tok, Anchal-Bakhtiyarpur, District-Patna
25. Ramnath Prasad S/o Late Baleshwar Ray Resident of Village-Saidpur Tola, Post-Karonta, P.S.-Salimpur, District-Patna at Present (Retired) Assistant Teacher, Upgraded Middle School, Bahadurpur, Anchal-Bakhtiyarpur, District-Patna.
26. Shyam Nandan Pandey S/o Late Mahabir Pandey Resident of Village-Post-Barni, District-Patna, at Present (Retired) Assistant Teacher, Primary School, Ashrafganj, Anchal-Dhanarua, District-Patna



27. Suresh Prasad S/o Late Ram Briksh Saw, Resident of Phoolsathar, P.O.-P.S.-Kurtha, District-Arwal (Jehanabad), at Present (Retired) Assistant Teacher, Primary School, Balkhandi, Bhagat ka Tola, Anchal-Danapur, District-Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Director, Primary Education, Government of Bihar, Patna
3. Deputy Development Commissioner-Cum-Chairman, Establishment Committee, Patna.
4. District Education Officer, Patna
5. District Programme Officer (Establishment), Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Uma Kant Tiwary
For the Respondent/s : Mr.Smt. Binita Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 16-04-2019 Heard the learned counsel for the petitioners and the
learned counsel appearing for the State.

The present writ petition is filed for issuing a direction upon the respondents to grant senior pay-scale on completion of a period 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 ***C.W.J.C. no. 6139 of 2007 (Ram Ashis Tiwary and others v. 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 respondents 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 respondents 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)

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