

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6087 of 2019

1. Arvind Kumar Chaudhary Son of Ram Chandra Choudhary R/o Mohalla-Ward No. 18, Bhabhua, P.S.-Bhabhua, District-Kaimur, at present posted and working as an Assistant Teacher in Govt. Middle School Gawai, Block-Bhabhua, District-Kaimur
2. Radhey Shyam Vishwakarma Son of Shiv Vachan Sharma R/o Village-Tendua, P.S.-Sabar, District-Kaimur, at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Naugarh, Block-Bhagwanpur, District-Kaimur
3. Gopal Prasad S/o Late Satyanarayan Ram R/o Mohalla-Ward No. 14, Bhabhua, P.S. Bhabhua, District Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Naugarh, Block-Bhagwanpur, District-Kaimur
4. Sunil Kumar Son of Late Ram Naresh Ram R/o Mohalla-Belwatiya Bypass Road, Near Rice Mill, Ward No. 10, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Kunj, Block-Bhabhua, District-Kaimur
5. Jai Kumar Sant Son of Late Arjun Ram R/o Village-Bahera, P.S. Kudra, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Khaira, Block-Bhabhua, District-Kaimur
6. Vidyasagar Prasad Prabhakar Son of Bangali Prasad R/o Village-Darwa, P.S.-Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Aladahi, Block-Mohania, District-Kaimur
7. Yogeshwar Prasad Son of Badri Narayan Ram R/o Village-Sato Awanti (Naikot), P.S.-Noan, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Mukhram, Block-Noan, District-Kaimur
8. Daya Shankar Tiwari Son of Late Gupteshwar Tiwari R/o Village-Jalalpur, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Bare Bhabhua, Block-Bhabhua, District-Kaimur
9. Sanjay Kumar Gupta Son of Late Bhola Prasad R/o Mohalla-Ward No. 17, Bhabhua, P.S. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Primary School Bhabhua-25, Block-Bhabhua, District-Kaimur
10. Mahfooz Alam Ansari Son of Abdul Sattar R/o Mohalla-Ward No. 22 Bhabhua, P.S. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Urdu Middle School Bhabhua-15, Block-Bhabhua, District-Kaimur
11. Sant Kumar Paswan Son of Late Ramavtar Paswan R/o Village-Hundra (Kala), P.S.-Belav (Rampur), District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Sarangpur, Block-Bhabhua, District-Kaimur



12. Shekh Parwez Ali Son of Shekh Waris Ali R/o Mohalla-Pathan Toli, Ward No. 15, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Urdu Primary School Bhabhua-22, Block-Bhabhua, District-Kaimur
13. Abdul Mannan Shah Son of Abdul Gani Shah R/o Village-Mokari, P.S. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Urdu Middle School Babura, Block-Bhabhua, District-Kaimur
14. Riyajuddin Miyan Son of Mohiuddin R/o Village-Kabar, P.S. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Kabar, Block-Bhabhua, District-Kaimur
15. Diwan Akbar Khan Son of Diwan Iliyas Khan R/o Village-Biddi, P.S. Chainpur, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Girl Middle School Chainpur, Block-Chainpur, District-Kaimur
16. Hari Shankar Pal Son of Nathuni Pal R/o Village-Bhelma, P.S.-Kudra, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Pusauli, Block-Mohania, District-Kaimur
17. Jay Prakash Narayan Son of Bhaggu Ram R/o Village-Rasulpur, Karmahari, Mohania, P.S. Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Kekarha, Block-Mohania, District-Kaimur
18. Md. Liyakat Hussain Ansari Son of Md. Ali Ansari R/o Mohalla-Stuwarganj, P.S.-Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Urdu Middle School Stuwarganj, Block-Mohania, District-Kaimur
19. Arvind Kumar Singh Son of Shivdhari Singh R/o Village-Gurian, P.S.-Kudhani, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Bharkhar, Block-Mohania, District-Kaimur
20. Md. Saifuddin Son of Md. Yunus R/o Village-Uganwan, P.S. Asthawan, District Nalanda, at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Mohania, Block-Mohania District-Kaimur
21. Meena Kumari Wife of Late Hariwansh Narayan Pandey R/o Mohalla-Mahendrawar, P.S. Bhagwanpur, District Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Primary School Bhabhua, Ward No. 14, Block-Bhabhua, District-Kaimur
22. Ram Jinis Singh Son of Late Shivnath Singh R/o Mohalla-Devkali, P.S.-Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Bamhaur, Block-Mohania, District-Kaimur
23. Mahendra Kumar Singh Son of Shiv Murti Singh R/o Mohalla Bhabhua Ward No. 06, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Kurasan, Block-Bhabhua, District-Kaimur
24. Shashi Prabha Wife of Rajendra Prasad Singh R/o Mohalla-Bhabhua, Ward



- No. 06, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Kurkurhi, Block-Bhabhua, District-Kaimur
25. Sudha Kumari Wife of Mahendra Kumar Singh R/o Mohalla-Bhabhua Ward No. 06, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Kurasan, Block-Bhabhua, District-Kaimur
26. Sanjay Kumar Singh Son of Thakur Prasad Singh R/o Mohalla-V.I.P. Colony, Ward No. 2, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Ausan, Block-Bhagwanpur, District-Kaimur
27. Parma Nand Singh Son of Baliram Singh R/o Village-Chand, P.S.-Chand, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Dhobaha, Block-Chand District-Kaimur
28. Md. Sajjad Hussain Ansari Son of Md. Idris Ansari R/o Village and Post-Belaundi, P.S.-Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Sukulpipra, Block-Mohania, District-Kaimur
29. Serv Nath Singh Son of Late Badri Singh R/o Village-Datiyan, P.S. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School, Dandawan, Block-Bhabhua, District -Kaimur
30. Vijay Kumar Son of Hari Krishna Ram R/o Mohalla-Bhabhua Ward No. 06, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School, Dandawan, Block-Bhabhua, District -Kaimur
31. Haider Ali Ansari Son of Late Sadafal Ansari R/o Mohalla-Banauli, P.S.-Chenari, District-Rohtas (Sasaram), at present posted and working as an Assistant Teacher in Govt. Upgraded Urdu Middle School, Kurari, Block-Rampur, District -Kaimur
32. Anil Kumar Tiwari Son of Haridwar Tiwari R/o Village-Barahia, P.S. Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School, Kasthari, Block-Durgawati, District -Kaimur
33. Jai Shanker Prasad Son of Late Shyam Rathi Ram R/o Village-Nai Basti Madhopur, P.S. Durgawati, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School, Isari, Block-Durgawati, District -Kaimur
34. Sangita Singh Wife of Ramesh Kumar Singh R/o Mohalla-Basantpur, P.S. Durgawati, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Kulharia, Block-Durgawati, District -Kaimur
35. Rajendra Ram Son of Late Dhanraj Ram R/o Mohalla-Gopinathpur, P.S. Durgawati, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School, Itahi, Block-Durgawati, District -Kaimur



36. Jitendra Kumar Chaudhary Son of Ram Janam Choudhary R/o Mohalla-Bhabhua, Ward No. 18, Sabji Mandi Road, Near SBI, Bhabhua, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Primary School Bhabhua-14, Block-Bhabhua, District -Kaimur
37. Nirmala Kumari Wife of Awadhesh Singh R/o Mohalla-Kandh Bahuara, P.S.-Karakat, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Sion, Block-Bhabhua, District -Kaimur
38. Raj Narayan Ram Son of Late Muneshwar Ram R/o Mohalla-Ward No. 18, P.s. Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Mahuwari, Block-Bhabhua, District -Kaimur
39. Ramkisun Ram Son of Late Ramlal Ram R/o Village-Bhandaini, P.S.-Durgwati, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Dhanachha, Block-Durgwati, District -Kaimur
40. Dinesh Prasad Verma Son of Late Meva Prasad R/o Mohalla-Bhabhua Ward No. 11, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School Bhekas, Block-Bhabhua, District -Kaimur
41. Rajgrihi Prasad Son of Guptnath Ram R/o Mohalla-Akhalaspur, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as a Headmaster in Govt. Upgraded Middle School Bare, Block-Bhabhua, District -Kaimur
42. Md. Noor Hasan Son of Md. Noabi Miyan R/o Mohalla-Ward No. 13, P.s.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Municipal Urdu Middle School Bhabhua-15, Block-Bhabhua, District -Kaimur
43. Shyam Narayan Rai Son of Late Shriram Rai R/o Mohalla-Diharma (Khurd), P.S.-Sonhan, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Primary School Bhabhua, Ward No. 14, Block-Bhabhua, District -Kaimur
44. Bipin Bihari Singh Son of Late Ram Niwash Singh R/o Village-Marichany, P.s.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Middle School, Shivpur, Block-Bhabhua, District -Kaimur
45. Abhay Kumar Singh Son of Ram Baleshwar Singh R/o Village-Dandwas, P.S. Mohania, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Majhari, Block-Bhabhua, District -Kaimur
46. Arvind Kumar Trivedi Son of Laxmi Narayan Trivedi R/o Village-Khanaw, P.S.-Bhabhua, District-Kaimur (Bhabhua), at present posted and working as an Assistant Teacher in Govt. Upgraded Middle School Khanawn, Block-Bhabhua, District -Kaimur

... .. Petitioner/s

Versus



1. The State of Bihar
2. The Principal Secretary Education Department, Govt. of Bihar, Patna
3. The Principal Secretary Finance Department, Government of Bihar, Patna
4. The Director Primary Education, Bihar, Patna
5. The District Education Officer Kaimur (Bhabhua)
6. The District Programme Officer (Establishment) Kaimur (Bhabhua)
7. The Block Education Officer, Kudra District-Kaimur (Bhabhua)
8. The Block Education Officer Bhagwanpur, District-Kaimur (Bhabhua)
9. The Block Education Officer, Mohania District-Kaimur (Bhabhua)
10. The Block Education Officer, Noan District-Kaimur (Bhabhua)
11. The Block Education Officer, Chainpur District-Kaimur (Bhabhua)
12. The Block Education Officer, Chand District-Kaimur (Bhabhua)
13. The Block Education Officer, Rampur District-Kaimur (Bhabhua)
14. The Block Education Officer, Durgawati District-Kaimur (Bhabhua)
15. The District Accounts Officer Kaimur (Bhabhua)
16. The District Treasury Officer, Kaimur (Bhabhua)

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Mishra
For the Respondent/s : Mr.Prabhakar Jha (Gp27)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 26-04-2019 The learned counsel for the petitioners submits that the present writ petition is squarely covered by a judgment dated 16.08.2017 passed in L.P.A. No. 756 of 2015 (*The State of Bihar & ors. vs. Ram Ashis Tiwari & Anr.*).

Per contra, the learned counsel for the respondents submits that the respondent no. 6 shall examine the case of the petitioners and take a final decision.

Having regard to the submissions made by the learned counsel for the parties, the present writ petition is disposed off



with a direction to the respondent no. 6 to examine the case of the petitioners herein in light of the judgment dated 16.08.2017 passed in L.P.A. No. 756 of 2015 and take a final decision within a period of twelve weeks from today and in case, the case of the petitioners is found to be similar to that of the respondents of the aforesaid judgment, then all consequential benefits, if any, including the monetary benefits shall be paid to the petitioners herein within a period of one month thereafter.

The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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