

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 7886 of 2019

1. Mahendra prasad Singh Son of Late Krishna Singh, Resident of Village- Pawara, Police Station- Surajpura in the district of Rohtas.
2. Jagarnath Ram Son of Late Baleshwar Ram, Resident of Village- Ghasa, Police Station- Dinara in the district of Rohtas.
3. Radha Mohan Chaudhary Son of Late Parshuram Chaudhary, Resident of Village- Basdiha, Police Station- Dinara in the district of Rohtas.
4. Jai Ram Pal Son of Late Ram Sakal Pal, Resident of Village- Amehta, Police Station- Dinara in the district of Rohtas.
5. Akhilesh Kumar Son of Kobhari Prasad, Resident of Village- Arang, Police Station- Dinara in the district of Rohtas.
6. Anugrah Narayan Ram Son of Late Phulchand Ram, Resident of Village- Indaur, Police Station- Dinara in the district of Rohtas.
7. Astey Kumar Son of Sri Doodhnath Ram, Resident of Village- Dinara, Police Station- Dinara in the district of Rohtas.
8. Saryu Ram Son of Late Mahima Ram , Resident of Village- Khirodharpur, Police Station- Bikramganj in the district of Rohtas.
9. Urmila Kumari Wife of Saryu Ram, Resident of Village- Khirodharpur, Police Station- Bikramganj in the district of Rohtas.
10. Arjun Prasad Son of Late Kapil Singh Resident of Village- Kushahi, Police Station- Dinara in the district of Rohtas.
11. Akhilesh Ram Son of Late Ram Dayal Ram Resident of Village- Nokhpur, Police Station- Dinara in the district of Rohtas.
12. Rajendra Kumar Singh Son of Late Jai govind Singh Resident of Village- Puhampi, Police Station- Dinara in the district of Rohtas.
13. Kamna Kumari Wife of Vijay Kumar Singh Resident of Village- Khadara Tola, Police Station- Dinara in the district of Rohtas.
14. Kashi Nath Singh Son of Sri Sadho Singh Resident of Village- Biseni Kala, Police Station- Rajpura in the district of Rohtas.
15. Dharendra Kumar Son of Late Baliram Ram Resident of Village- Shiyobahar, Police Station- Dawath in the district of Rohtas.
16. Ramesh Prasad Son of Late Jai Nandan Sharma Resident of Village- Kund, Police Station- Dinara in the district of Rohtas.
17. Surendra Kumar Chaudhary Son of Sri Krishna Chaudhary Resident of Village- Mahuari, Police Station- Dinara in the district of Rohtas.
18. Mehendi Hasan Son of Late Fajal Haque Resident of Village- Dinara, Police Station- Dinara in the district of Rohtas.
19. Ashok Kumar Sah Son of Sri Sardar Sah Resident of Village- Pachpokhari, Police Station- Nokha in the district of Rohtas.
20. Krishna Murari Singh Son of Sri Ramji Singh Resident of Village- Parsa, Police Station- Dinara in the district of Rohtas.



21. Kaushalya Kumari Wife of Sri Ram Bali Singh Resident of Village- Niranjapur, Police Station- Natwar in the district of Rohtas.
22. Om Prakash Singh Son of Sri Ram Raj Singh Resident of Village- Baligawan, Police Station- Nokha in the district of Rohtas.
23. Harendra Prasad Singh Son of Ram Bachan Singh Resident of Village- Mahapur, Police Station- Nokha in the district of Rohtas.
24. Kameshwar Singh Son of Late Bihari Singh Resident of Village- Semra, Police Station- Natwar in the district of Rohtas.
25. Binod Kumar Srivastava Son of Late Siya Saran Srivastava Resident of Village- Baradhi, Police Station- Dinara in the district of Rohtas.
26. Vijay Kumar Singh Son of Sri Ramayan Singh Resident of Village- Usrawan, Police Station- Dinara in the district of Rohtas.
27. Banarsi Prasad Singh Son of Late Bharat Chaudhary Resident of Village- Rupi, Police Station- Dinara in the district of Rohtas.
28. Prem Ranjan Singh Son of Late Balkeshwar Singh Resident of Village- Barki Kharari, Police Station- Karahgar in the district of Rohtas.
29. Manoj Kumar Singh Son of Sudarshan Singh Resident of Village- Mainpura, Police Station- Kochas in the district of Rohtas.
30. Dhananjay Singh Son of Jai Nath Singh Resident of Village- Khanita, Police Station- Dinara in the district of Rohtas.
31. Kashi Nath Sharma Son of Late Ram Bachan Sharma Resident of Village- Chauhan Barehata, Police Station- Karaghar in the district of Rohtas.
32. Narendra Singh Son of Late Kameshwar Singh Resident of Village- Kharari, Police Station- Karaghar in the district of Rohtas.
33. Mahendra Singh Son of Late Kameshwar Singh Resident of Village- Kharari, Police Station- Karaghar in the district of Rohtas.
34. Jai Bansh Ram Son of Late Hira Ram Resident of Village- Jalalpur, Police Station- Karaghar in the district of Rohtas.
35. Arvind Nath Sharma Son of Sri Niwas Prasad Sharma Resident of Village- Barauli, Police Station- Piro in the district of Bhojpur.
36. Arvind Kumar Son of Shiv Nandan Singh Resident of Village- Manik Parasi, Police Station- Karakat in the district of Rohtas.
37. Nand Kumar Singh Son of Ramashray Singh Resident of Village- Suggibal , Police Station- Karakat in the district of Rohtas.
38. Ashok Kumar Singh Son of Late Ram Lakhan Singh Resident of Village- Dhangai, Police Station- Bikramganj in the district of Rohtas.
39. Sunil Ram Son of Sri Mahendra Ram Resident of Village- Dawath, Police Station- Dawath in the district of Rohtas.
40. Josheph Fransis Ekka Son of Benidik Ekka Resident of Village- Sosai, Police Station- Mandar in the district of Ranchi (Jharkhand).
41. Sanjay Kumar Singh Son of Sri Narayan Singh Resident of Village- Samahuti, Police Station- Dinara in the district of Rohtas.
42. Akhileshwar Singh Son of Sri Sarju Singh Resident of Village- Dhawai,



Police Station- Dawath in the district of Rohtas.

43. Md. Anwar Khan Son of Sharif Khan Resident of Village- Bikramganj, Police Station- Bikramganj in the district of Rohtas.
44. Ravi Shankar Son of Hira Prasad Singh Resident of Village- Derhgaon, Police Station- Dawath in the district of Rohtas.
45. Sharma Ram Son of Bishwanath Ram Resident of Village- Dhangai, Police Station- Bikramganj in the district of Rohtas.
46. Md. Shamshad Ali Son of Sheikh Tahir Hussain Resident of Village- Bikramganj, Police Station- Bikramganj in the district of Rohtas.
47. Geeta Kumar Wife of Rajesh Kumar Resident of Village- Gajrarh, Police Station- Sasaram in the district of Rohtas.
48. Bijay Kumar Son of Gauri Shankar Rai Resident of Village- Majhawari, Police Station- Semari in the district of Buxar.
49. Manoj Kumar Singh Son of Subedar Singh Resident of Village- Manpura, Police Station- Kochas in the district of Rohtas.
50. Devendra Kumar Tripathi Son of Vidya Nand Tripathi Resident of Village- Manik Prasi, Police Station- Karakat in the district of Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Education Department, Government of Bihar, Patna.
2. The Principal Secretary Education Department, Government of Bihar, Patna.
3. The Director Primary Education, Government of Bihar, Patna.
4. The Regional Deputy Director Education, Patna.
5. The District Education Officer Rohtas.
6. The District Program Officer (Establishment) Rohtas.

... .. Respondent/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 18-04-2019 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)

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