

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7557 of 2019

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Sunita Sinha Wife of Shri Yogesh resident of Professor Colony Garpar, Bihar Sharif, P.S.-Bihar, District – Nalanda. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Human Resources Development department govt of Bihar, Patna
2. The Director, Primary Education, Bihar, Patna.
3. The Regional Deputy Director of Education Patna Division, Patna.
4. The District Magistrate, Nalanda
5. The District Education Officer, Nalanda at Bihar Sharif
6. The District Programme Officer(est), Nalanda at Bihar Sharif
7. The Block Education Officer, Bihar Sharif, Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Prasad
For the Respondent/s : Mr.Jitendra Kumar Roy 1 (Sc13)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 17-04-2019 The present writ petition has been filed seeking the following reliefs :-

(i) For directing the respondents to hand over charge of the Residential Model Middle School Bhaisasur, Bihar Sharif to the petitioner who has been properly posted as Headmaster in the light of the office order vide memo no. 770 dated 24.10.2018 issued by the Block Education Officer, Bihar Sharif, Nalanda and she has given joining on 26.10.2018 and since then she is regularly performing duty but knowingly and wilfully after retirement of Madhuri Kumari who was senior to the petitioner dated 31.01.2016 charge has been given to another teacher Reny Kumari who is assistant teacher.

(ii) For directing the respondents to pay salary to petitioner from October 2018 to February 2019 and June 2018 which has not been given to the petitioner without any reason.



(iii) For other order or direction in the facts and circumstances of the case and in the interest of justice.

The learned counsel for the petitioner submits that the petitioner has already submitted a representation to the respondent no. 5 i.e. the District Education Officer, Nalanda at Bihar Sharif regarding her aforesaid grievances but now she would be filing a fresh representation before the respondent no. 5 within a period of four weeks from today, hence the respondent no. 5 be directed to consider the case of the petitioner expeditiously and take a final decision.

Having regard to the facts and circumstances of the case, the present writ petition is disposed of with a direction to the petitioner to file a representation before the respondent no. 5 within a period of four weeks from today and the respondent no. 5 shall dispose of the same within a period of eight weeks thereafter considering the order passed by the Principal Secretary, Human Resources Department, Government of Bihar dated 10.10.2018, which the petitioner shall annex along with her representation.

(Mohit Kumar Shah, J)

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