

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4256 of 2020

Manju Rani D/o Late Chhedi Prasad Das, W/o Nitay Chandra Dutta at present residing at Vikramshila Colony, Near Kanya Vidyalaya, Sheela Vibah Bhawan, P.S.- Tilkamanjhi, District- Bhagalpur, Pin Code- 812001.

... .. Petitioner/s

Versus

1. The Tilka Manjhi Bhagalpur University through the Vice Chancellor.
2. The Vice Chancellor, Tilka Manjhi Bhagalpur University, Bhagalpur.
3. The Registrar, Tilka Manjhi Bhagalpur University, Bhagalpur.
4. The Finance Officer, Tilka Manjhi Bhagalpur University, Bhagalpur.
5. The Principal, Madan Ahilya Mahila (M.A.M.) College, Naugachia Bhagalpur (IVth Phase Constituent College under T.M. Bhagalpur University, Bhagalpur.
6. The Incharge Authorized Officer Pay Verification Cell (P.V.C.) Education Department, Government of Bihar, Patna under Tilka Manjhi Bhagalpur University, Bhagalpur.
7. The State of Bihar through the Principal Secretary, Department of Education, Government of Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Radha Raman Verma, Advocate
For the State	:	Mrs.Binita Singh (SC-28)
For the University	:	Mr. Shivendra Kishore, Sr. Advocate

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 27-02-2020 Heard learned counsel for the petitioner and the State and learned senior counsel appearing on behalf of the University.

Learned senior counsel appearing on behalf of the University submits that the representation as contained in Annexure-9 is pending at the level of the Vice-Chancellor of the University and the Vice-Chancellor will take appropriate decision.



It is to be noted that on numerous occasions this Court has held out that the auditor of the State has no business in the matter of pay fixation as there is statutory Committee for the same.

Noticing the totality of the facts of the case, the writ petition is disposed of with the direction to the Vice-Chancellor of the University to take appropriate decision on the representation filed by the petitioner taking into consideration the judgment of the Apex Court in the case of Durga Prasad Singh & Ors. Vs. State of Bihar & Ors. Civil Appeal No. 6176-6177 of 2015 and Civil Appeal No. 6290 of 2015, as contained in Annexure-6 to the writ petition. Final decision in this regard must be taken by the University at the earliest preferably within a maximum period of 60 days from the date of receipt/production of a copy of this order .

With the aforesaid observations and directions, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

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