

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8534 of 2019

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Birendra Kumar S/o Late Ram Lakhan Prasad R/o Mohalla-Manglagauri,
P.S.-Vishnu Pad, District-Gaya, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Old Secretariat, Patna
2. The Principal Secretary Department of General Administration (Formerly known as Personnel and Administrative Reforms department), Government of Bihar, Main Secretariat, Patna
3. The Divisional Commissioner Gaya Division, Gaya
4. The District Magistrate Gaya
5. The District Development Commissioner-cum-Secretary District Compassionate Committee, Gaya

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Virendra Prasad
For the Respondent/s : Mr.Md. Nadim Seraj (GP5)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 24-09-2020 Heard Mr. Virendra Prasad, the learned counsel for the petitioner, and Mr. Nadim Seraj, the learned GP 5.

The matter has been taken up through video conferencing.

The petitioner, in this writ petition, seeks direction to the respondents to pay the salary of the petitioner in the scale of Rs. 4000-6000/- as many other persons who were appointed in the cadre of Lower Division Clerk in different Collectorate of Bihar have been granted the same scale even after bifurcation of cadre of Lower Division Clerk and Upper Division Clerk.

The learned counsel for the petitioner submits that the State has already filed counter affidavit and in view of the order passed by this court on 01.02.2019 in CWJC No. 1776 of 2019 (Abu Zafar v. the State of Bihar & Ors) the writ petition may be



disposed of with a direction to the petitioner to file representation before the Principal Secretary, General Administration Department, Government of Bihar, respondent No.2 who shall dispose of the representation after verifying all the records within a period of eight weeks.

Mr. Nadim Seraj, the learned GP 5 submits that if the representation is disposed of with such terms, the State has got no objection.

Having considered the facts, I dispose of this writ petition with a direction to the petitioner to represent before the Principal Secretary, General Administration Department, Government of Bihar, Patna, respondent No.2, within four weeks. On such the respondent No.2 shall dispose of the representation of the petitioner within eight weeks from the date of its filing after verifying all the records and circulars.

With the aforesaid direction, this writ petition is disposed of.

(Prabhat Kumar Jha, J)

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