

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1064 of 2020

1. Bindhyachal Singh Son of Sri Harimadho Singh Resident of Village- Barve, Police Station- Dariyapur, District- Saran at Chapra.
2. Ram Pratap Das Son of Late Deolal Daru Resident of Village- Dighwara, Police Station- Dighwara, District- Saran at Chapra.
3. Rameshwar Bharti Son of Late Manshi Bharti Resident of Village- Balkemathiyani, Police Station- Rasulpur Chatti, District- Saran at Chapra.
4. Sohan Rai Son of Jainath Rai Resident of Village- Kamalpur, Police Station- Dariyapur, District- Saran at Chapra.
5. Arjun Pandey Son of Late Jamuna Pandit Resident of Village- Mahrampur, Police Station- Garkha, District- Saran at Chapra.
6. Beni Prasad Son of Chitr Sen Ram Resident of Village- Kasina, Police Station- Garkha, District- Saran at Chapra.
7. Vijan Rai Son of Late Genhari Rai Resident of Village- Sabalpur Tatiyari Tol, Police Station- Sonepur, District- Saran at Chapra.
8. Shivdahin Singh Son of Late Manshi Singh Resident of Village- Bhatgai, Police Station- Taraiya, District- Saran at Chapra.
9. Shubh Narayan Prasad @ Shubh Nath Prasad Son of Late Sheobachan Rai Resident of Village- Kajipur, Police Station- Doriganj, District- Saran at Chapra.
10. Ramashish Singh Son of Late Santoshi Singh Resident of Village- Mahmada, Police Station- Garkha, District- Saran at Chapra.
11. Braj Kishore Singh Son of Late Rudal Singh Resident of Village- Sakhnauli, Police Station- Awatar Nagar, District- Saran at Chapra.
12. Sita Ram Singh Son of Late Ram Swaroop Singh Resident of Village- Sundarpur Suara, Police Station- Awatar Nagar, District- Saran at Chapra.
13. Narul Hoda Ansari Son of Late Alimuddin Ansari Resident of Village- Motirajpur, Police Station- Garkha, District- Saran at Chapra.
14. Gajendra Singh Son of Late Mahendra Singh Resident of Village- Rai Patti, Police Station- Dighwara, District- Saran at Chapra.
15. Ramji Prasad Singh Son of Late Badri Singh Resident of Village- Rai Patti, Police Station- Dighwara, District- Saran at Chapra.
16. Vikrama Pandey Son of Late Heera Pandey Resident of Village- Moharmpur, Police Station- Garkha, District- Saran at Chapra.
17. Premnath Singh Son of Late Nagendra Singh Resident of Village- Sakhnauli, Police Station- Awatar Nagar, District- Saran at Chapra.
18. Harinath Mahto Son of Late Ramai Mahto Resident of Village- Sakhnauli, Police Station- Awatar Nagar, District- Saran at Chapra.
19. Prameshwar Tiwary Son of Late Suraj Tiwary Resident of Village- Khajauta, Police Station- Derni, District- Saran at Chapra.
20. Baijnath Rai Son of Late Shivrindan Rai Resident of Village- Jalalpur, Police Station- Doriganj, District- Saran at Chapra.



21. Rameshwar Sah Son of Late Yamuna Sah Resident of Village- Dharmapura, Police Station- Doriganj, District- Saran at Chapra.
22. Krishna Kumar Singh Son of Late Chandrika Singh Resident of Village- Himmatpur, Police Station- Garkha, District- Saran at Chapra.
23. Chandra Mohan Giri Son of Late Ambika Giri Resident of Village- Sargari, Police Station- Garkha, District- Saran at Chapra.
24. Yogendra Giri Son of Late Nathuni Giri Resident of Village- Dhanauti, Police Station- Dariyapur, District- Saran at Chapra.
25. Mohan Ram Son of Late Suravdev Ram Resident of Village- Saidara, Police Station- Garkha, District- Saran at Chapra.
26. Kapildev Prasad Yadav Son of Late Shiv Govind Raut Resident of Village- Kajipur, Police Station- Rasalpur, District- Doriganj.
27. Hulas Rai Son of Late Jhaman Ram Resident of Village- Kajipur, Police Station- Doriganj, District- Saran at Chapra.
28. Chandrama Ram Son of Mahaveer Ram Resident of Village- Pahari Chak Kumhari Toli, Police Station- Sonapur, District- Saran at Chapra.
29. Mohan Ram Son of Godhan Ram Resident of Village- Kasina, Police Station- Garkha, District- Saran at Chapra.
30. Biteshwar Singh Son of Late Subhag Singh Resident of Village- Salha, Police Station- Garkha, District- Saran at Chapra.
31. Girish Singh Son of Raghubansh Singh Resident of Village- Sargaddi, Police Station- Garkha, District- Saran at Chapra.
32. Manegar Rai Son of Late Ram Sarup Rai Resident of Village- Rahimapur, Police Station- Dariyapur, District- Saran at Chapra.
33. Lagandeo Rai Son of Moti Rai Resident of Village- Sabalpur Newaltola, Police Station- Sonapur, District- Saran at Chapra.
34. Vimal Manjhi Son of Mahgu Manjhi Resident of Village- Sargatti, Police Station- Garkha, District- Saran at Chapra.
35. Ram Janam Sah Son of Late Hardeo Sahq Resident of Village- Sultanpur, Police Station- Derni, District- Saran at Chapra.
36. Hajari Mahto Son of Late Banbari Mahto Resident of Village- Sakhnauli, Police Station- Awatar Nagar, District- Saran at Chapra.
37. Janardan Singh Son of Badri Singh Resident of Village- Kudar Bagha, Police Station- Garkha, District- Saran at Chapra.
38. Sukhdeo Mahraj Son of Late Sita Ram Resident of Village- Ismail Chak, Police Station- Sonapur, District- Saran at Chapra.
39. Ravindra Prasad Singh Son of Nand Kishore Singh Resident of Village- Dewariya, Police Station- Awatar Nagra, District- Saran at Chapra.
40. Harishankar Prasad Singh Son of Late Ram Augrah Narayan Singh Resident of Village- Malkhachak, Police Station- Dighwara, District- Saran at Chapra.
41. Ramnath Rai Son of Sharma Rai Resident of Village- Rewari, Police Station- Kopa, District- Saran at Chapra.
42. Ramji Prasad Son of Sudama Prasad Resident of Village- Pachrukhiya,



Police Station- Kopa, District- Saran at Chapra.

43. Vyas Singh Son of Late Baburam Resident of Village- Baghi, Police Station- Kopa, District- Saran at Chapra.
44. Ramdeo Sah Son of Late Nokhi Sah Resident of Village- Baghi, Police Station- Kopa, District- Saran at Chapra.
45. Bindeshwar Rai Son of Late Ramanand Rai Resident of Village- Dharmagat, Police Station- Dariyapur, District- Saran at Chapra.
46. Bachu Rai Son of Late Binda Rai Resident of Village- Mujauna, Police Station- Dariyapur, District- Saran at Chapra.
47. Shivji Singh Son of Late Sipahi Singh Resident of Village- Baghi, Police Station- Kopa, District- Saran at Chapra.
48. Shyam Dubey Son of Late Jai Mangal Dubey Resident of Village- Sakhnauli, Police Station- Dariyapur, District- Saran at Chapra.
49. Baidhyanath Prasad Yadav Son of Sri Kishun Rai Resident of Village- Agauthar Nanda, Police Station- Jasuapur, District- Saran at Chapra.
50. Md. Wazir Khan Son of Late Navi Hussain Resident of Village- Mahmampur, Police Station- Dariyapur, District- Saran at Chapra.
51. Babu Chandra Yadav Son of Late Raja Yadav Resident of Village- Samhauta Mathiya, Police Station- Kopa, District- Saran at Chapra.
52. Mohan Ram Son of Bhilochan Ram Resident of Village- Bagahi, Police Station- Amnour, District- Saran at Chapra.
53. Rajendra Sah Son of Late Ram Janam Sah Resident of Village- Kuwari, Police Station- Amnour, District- Saran at Chapra.
54. Sukh Deo Sah Son of Late Nepal Sah Resident of Village- Kachnar, Police Station- Revelganj, District- Saran at Chapra.
55. Raghuver Giri Son of Late Iqbal Giri Resident of Village- Sargatti, Police Station- Garkha, District- Saran at Chapra.
56. Mohan Sah Son of Late Ram Kripal Sah Resident of Village- Narhani, Police Station- Ekma, District- Saran at Chapra.
57. Amerika Thakur Son of Late Kishun Thakur Resident of Village- Balhan, Police Station- Amnour, District- Saran at Chapra.
58. Amarnath Singh Son of Late Gautam Singh Resident of Village- Kateshar, Police Station- Khaira O.P., District- Saran at Chapra.
59. Prammatma Sah Son of Late Darbari Sah Resident of Village- Salempur, Police Station- Dariyapur, District- Saran at Chapra.
60. Prabhunath Tiwary Son of Late Kailash Tiwary Resident of Village- Tekniwas, Police Station- Revelganj, District- Saran at Chapra.
61. Awadh Bihari Sah Son of Late Nanda Sah Resident of Village- Marhaura Uttar, Police Station- Marhaura, District- Saran at Chapra.
62. Shambhu Nath Sharma Son of Late Ram Janam Sharma Resident of Village- Phuchati Kalla, Police Station- Ekma, District- Saran at Chapra.
63. Subhash Singh Son of Sudarshan Singh Resident of Village- Ekari, Police Station- Ekma, District- Saran at Chapra.



... .. Petitioners

Versus

1. The State of Bihar through its Chief Secretary, Bihar, Patna.
2. The Principal Secretary (Home), Bihar, Patna.
3. The Special Secretary, Home (Special) Department, Govt. of Bihar.
4. The Director General of Police (Home Guard), Bihar, Patna.
5. The District Magistrate, Saran at Chapra.
6. The Superintendent of Police, Saran at Chapra.
7. The Divisional Commandant, Bihar Home Guard, Saran at Chapra.
8. The District Commandant, Bihar Home Guard, Saran at Chapra.
9. The Deputy Commandant, Bihar Home Guard, Saran at Chapra.

... .. Respondents

Appearance :

For the Petitioners : Mr. Bindhyachal Singh, Advocate
Mr. Prashant Sinha, Advocate
Mr. Ram Binod Singh, Advocate
For the Respondents : Mr. Saroj Kumar Sharma, AC to AAG-3

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 18-01-2020 There are 63 petitioners, who claim benefits arising out of a Resolution of Home (Special) Department, Government of Bihar, issued vide Memo. No. 7381 dated 03.07.2015, whereby a decision has been taken, *inter alia*, to pay a sum of Rs.1,50,000/- to such Home Guards, who have served as such for last 20 years, out of which the total period of actual service is equal to 10 years of service days.

The petitioners claim that they qualify under sub-clause (V) of Clause 2 of the said Resolution, which has been brought on record by way of Annexure-1 to the writ application.

Considering the nature of grievance, which the



petitioners have raised, this writ application is disposed of with a direction to the respondents No. 4 and 7 to consider the claim of the petitioners and take a decision within a period of one month from the date of receipt/production of a copy of this order.

If the petitioners are found to be entitled to the said amount, as indicated in Clause 2(V) of the said Resolution, the amount in question must be paid to them within one month thereafter.

This disposes of this application.

(Chakradhari Sharan Singh, J)

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