

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8818 of 2021

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Neeraj Prasad Son of Bali Ram Prasad Resident of Budh Vihar colony,
NayaTola, Kumhrar, Police Station - Agam Kuan, District- Patna - 800026.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Education Department,
Govt. of Bihar, Patna.
2. The Director State Project, Bihar Education Project Council, Bihar, Patna.
3. The District Magistrate, Buxar.
4. The District Education Officer, Buxar.
5. The District Programme Officer, Secondary Education, Buxar.
6. The District Programme Officer, Sarv Siksha Abhiyan, Buxar.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rakesh Prabhat
For the Respondent/s	:	Smt. Shilpa Singh (Ga12)
	:	Mr. Girijish Kumar

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
ORAL JUDGMENT

Date : 04-02-2022

The matter is heard *via* video conferencing due to
circumstances prevailing on account of the COVID-19 pandemic.

2. State counsel accepts notice for respondents.

3. Counsel for the petitioner is hereby directed to furnish
copy of the writ petition to the counsel for the State/respondents, if it is
not already served.

4. In the instant petition, petitioner has prayed for the
following relief/reliefs:

“(i) Issuance of the appropriate writ in the nature
of Mandamus to the authority to allow the petitioner to join as
Assistant Programmer in Bihar Education Project Council in
light of office order under Memo no. 3933 dated 18.07.2018
(Annexure-3) whereby the contract employee of Bihar



Secondary Education Project were adjusted after its dissolution, in Bihar Education Project Council, and wherein the petitioner name is figured at Serial No. 27.

(ii) For direction to pay the salary for the period undergone.

(iii) And to pass any other order/ direction for which the petitioner is found to legally entitled under the facts and circumstances of the case.”

5. In support of the aforesaid relief, petitioner submitted representation on 29.10.2018 *vide* Annexure 4 and thereafter submitted several representations. The aforesaid representation is pending consideration before the 6th respondent – The District Programme Officer, Sarv Siksha Abhiyan, Buxar, therefore, 6th respondent is hereby directed to redress the grievance of the petitioner as stated in the representation and pass a speaking order. If the petitioner is entitled to any monetary benefit, the same shall be calculated and disbursed. If he is not entitled, in that event, necessary speaking order shall be passed and communicated to the petitioner. The above exercise shall be completed within a period of two months from the date of receipt of this order.

6. With the above observations, writ petition stands disposed off.

(P. B. Bajanthri, J)

GAURAV S./-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

