

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6544 of 2020

1. Vijay Kumar Son of Nandlal Ram Resident of Panchatiya Akhara, Near Police Adda, P.O.- New Godam, P.S.- Kotwali, District- Gaya.
2. Ravi Chandan Singh Son of Parasnath Singh Resident of Tilha Kali Bari, P.O.- Chand Choura, P.S.- Civil Line, District- Gaya.
3. Dilip Kumar Son of Ram Naresh Singh Resident of Gram- Suryapura, P.O.- Amba, P.S.- Bodh Gaya, District- Gaya.
4. Sanjiv Kumar Son of Ram Naresh Singh Resident of Gram- Suryapura, P.O.- Amba, P.S.- Bodh Gaya, District- Gaya.
5. Sagar Kumar Son of Vijay Prasad Resident of Maharani Road Bangla Asthan, P.O.- New Godown, P.S.- Kotwali, District- Gaya.
6. Krishna Paswan Son of Ra, Brocj Ram Resident of Janta Colony Bairagi, P.O.- R.S.- Gaya, P.S.- Delha, District- Gaya.
7. Surendra Kumar Son of Ram Naresh Singh Resident of Gram- Suryapura, P.O.- Amba, P.S.- Bodh Gaya, District- Gaya.
8. Santosh Kumar Son of Ram Avtar Prasad Resident of Kharkhura Bairagi Near Ashok High School, Gaya, P.O.- R.S. Gaya, P.S.- Delha, District- Gaya.
9. Sujit Kumar Son of Late Prahaladh Kumar Singh Resident of Shamir Tokiya, Masjid Gali, P.O.- Chand Choura, P.S.- Civil Line, District- Gaya.
10. Md. Azhar Imam @ Azhar Imam Son of Late Md. Mazharul Haque Resident of Gewal Bigha, Khagariya Tola, Gaya, P.O.- Gaya, P.S.- Rampur, District- Gaya.
11. Jai Prakash Rajak Son of Late Ramavtar Rajak Resident of Sitla Asthan, Pita Maheswar River side, Gaya, P.O.- Head Office, Gaya, P.S.- Civil Line, District- Gaya.
12. Sanjay Prasad Son of Rambrat Prasad Resident of Gram- Khudai, P.O.- Hemara, P.S.- Khizarsarai, District- Gaya.
13. Bablu Kumar Son of Late Shivnandan Ram Resident of Begeswari Bindu Gali, Gaya, P.O.- R.S. Gaya, P.S.- Delha, District- Gaya.
14. Raju Rajak Son of Late Ratan Rajak Resident of Telbigha Rang Bahadur Road, P.O.- R.S. Garg, P.S.- Kotwali, District- Gaya.
15. Rajesh Kumar Son of Arjun Prasad Resident of Mangla Gauri Road, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
16. Ranjit Raj Son of Hirdesh Prasad Resident of Dandbag, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
17. Ganesh Yadav Son of Late Ram Balak Yadav Resident of Ghughari Tand, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
18. Pachu Manjhi Son of Mahavir Manjhi Resident of Khurheri Kaiya, P.O.- Kherhari, P.S.- Mufassil, District- Gaya.
19. Sarog Kumar Son of Late Laxman Prasad Resident of Near Shital Pandey, Nawagarhi, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.



20. Nityanand Paswan Son of Subedar Paswan Resident of Kaldarpur Juri, P.O.- Juri, P.S.- Chandmati, District- Gaya.
21. Janak Manjhi Son of Sidhu Manjhi Resident of Gram- Deosharna, P.O.- Tankupa, P.S.- Tankupa, District- Gaya.
22. Guddu Kumar Son of Krishna Prasad Resident of Ghughari Tand, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
23. Vikash Paswan Son of Ramswaroop Paswan Resident of Ghughari Tand, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
24. Vicky Kumar Son of Ramji Prasad Resident of Ghughari Tand Gaya, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
25. Pappu Kumar Son of Late Jodhi Yadav Resident of Ghughari Tand Gaya, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.
26. Mukesh Kumar Son of Binoosar Manjhi Resident of Gram- Jujap, P.O.- Kujap, P.S.- Chanuti, District- Gaya.
27. Shankar Thakur @ Shankar Thakar Son of Nari Thakur Resident of Ghughari Tand, P.O.- Chand Choura, P.S.- Vishnupath, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Urban Development Department, Govt. of Bihar, Patna.
2. The Municipal Commissioner Gaya Municipal Corporation, District- Gaya.
3. The Executive Engineer Water Board, Gaya Municipal Corporation, District- Gaya.
4. The Assistant Engineer Water Board, Gaya Municipal Corporation, District- Gaya.
5. The Account Officer Gaya Municipal Corporation, District- Gaya.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Jain, Advocate
For the Respondent/s : Mr. Y.P. Sinha, AAG 7

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

Date : 24-01-2022

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



Learned counsel for the petitioners is hereby directed to serve a copy of the supplementary affidavit to learned counsel for the Respondents.

In the instant petition, petitioners have prayed for the following relief(s):-

“For direction to the respondents for the regularization of the petitioners on Class IV Post in Gaya Municipal Corporation who are continuously working since a period of about ten years on different posts as daily wages employee under the Gaya Water Board which is a part of Gaya Municipal Corporation.”

The aforesaid relief is supported by petitioners’ representation dated 10.01.2020 (Annexure-12).

The concerned respondent has not considered the petitioners’ grievance relating to regularization. Therefore, the concerned respondent is hereby directed to take note of petitioners’ representation, service particulars and judicial pronouncements in the case of **Secy., State of Karnataka and Others vs. Uma Devi** reported in **(2006) 4 SCC 1** read with the Full Bench decision of this Court in the case of **Ram Sevak Yadav and Anr. vs. the State of Bihar and Ors.** reported in **2013(1) PLJR 964**. The grievance of the petitioners shall be redressed in the light of the aforesaid judicial pronouncements



and pass speaking order as to whether petitioners are entitled to regularization or not? Such decision shall be taken within a period of four months from the date of receipt of this order.

With the aforesaid observations, the present writ petition stands disposed off.

(P. B. Bajanthri, J)

Vikash/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	
Transmission Date	N/A

