

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6948 of 2022

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Ranjit Kumar Son of Sachhida Nand Prasad Resident of Puja Gali, Jhauganj,
Patna City, P.S. Khajekalan, District-Patna, Presently the Secretary, Neha
Shilp Kala Kendra, Anganwadi Training Centre, Jadua Bazar, Hajipur,
District Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secrerary, Department of Social Welfare, Govt. of Bihar, Patna.
2. Director, Integrated Child development Scheme (I.C.D.S.), Indira Bhawan, West Boring Canal Road, Sri Krishna Puri, Patna.
3. Incharge Officer, Training, Integrated Child Development Scheme (I.C.D.S.), Bihar, Patna.
4. The District Magistrate, Vaishali, at Hajipur.
5. The District Programme Officer (I.C.D.S.), Vaishali, Hajipur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Suresh Prasad Singh, Advocate
For the Respondent/s : Mr.Smt. Kumari Amrita (GP-3)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 21-06-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

1. That the present application is being filed for issuance of direction or order or writ particularly in the form of Mandamus and direct the respondent authorities to release the payment of due amount of Rs. 35,42,125/- for the work performed by the Neha Shilp Kala Kendra, Anganwari Training Centre, Jadua Baxzar, Hajipur District: Vaishali, which is run by the Secretary, Ranjit Kumar (the petitioner). The Neha Shilp Kala Kendra performed training

course to the Anganwadi Sevika/Sahayika as per the direction of District Programme Officer (I.C.D.S.), Vaishali, Hagiupur on the different period and payment has been made by the Directorate of Integrated Child Development Service (I.C.D.S.), Bihar, Patna. but the payment for the said training course has not been made to the petitioner. As the payment is due since 2017, the petitioner is also entitled to get the penal interest on the outstanding due amount for the delayed payment.

And further give direction or order to the respondent authorities to release the abovesaid due amount with a reasonable rate of interest in favour of the Neha Shilp Kala Kendra (in shot "Training Centre")/petitioner as soon as possible as the Team Members of the Training Centre are struggling for their livelihood. And any other reliefs as the Hon'ble Court may think fit and proper.

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of four months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of in the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The authority concerned shall consider and dispose it of expeditiously by a reasoned and speaking order preferably within a period of four months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(d) Also, opportunity to place on record all relevant materials/documents shall be granted to the parties;

(e) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(f) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(g) Liberty reserved to the petitioner to approach the

appropriate forum/Court, should the need so arise subsequently
on the same and subsequent cause of action;

(h) We have not expressed any opinion on merits.

All issues are left open;

(i) The proceedings, during the time of current
Pandemic- Covid-19 shall be conducted through digital mode,
unless the parties otherwise mutually agree to meet in person
i.e. physical mode;

The petition stands disposed of in the aforesaid
terms.

Interlocutory Application(s), if any, stands disposed
of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Rajiv/veena-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	