

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10226 of 2020

=====

Bibha Kumari Wife of Sri Arun Kumar Akela resident of Shivpuri, BBM
School, P.s.- Purnea, District- Purnea

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Secretary Department of Social Welfare, Government of Bihar, Old
Secretariat, Patna
3. The Director, Integrated Child Development Scheme, Indira Bhawan, East
Boring Canal Road, Patna
4. The Divisional Commissioner, Purnea Division, Purnea
5. The District Magistrate, Purnia
6. The Child Development Project Officer, K.Nagar, Purnia
7. The District Programme Officer, Purnia

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh
For the Respondent/s : Md. Raisul Haque, SC 10

=====

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

Date : 10-01-2022

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

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

- “i. For issuance of a writ in the nature of
MANDAMUS or an appropriate writ commanding and
directing the respondents to consider the payment of
arrears of salary of the petitioner as well as consequential
benefits for the suspension period with effect from
1.9.2011 to December 2019 for the post of lady
Supervisor, which she is holding.
- ii. For issuance of a writ in the nature of MANDAMUS
or an appropriate writ commanding and directing the



respondents to consider the case of the petitioner for continuation of her, service on the post of lady Supervisor.

iii. Any other order or orders as your lordship may deem fit and proper in the facts and circumstances of the case.”

3. Short question for consideration in the present petition is to regulate the suspension period from 01.09.2011 to 08.01.2020 as she was placed under suspension while holding the post of Lady Supervisor.

4. It is learnt that disciplinary proceedings was concluded in exonerating the petitioner. In the result, petitioner is entitled to regulate the suspension period as a duty in accordance with law. In this regard petitioner is stated to have submitted representation to Respondent No. 5. The 5th respondent is hereby directed to examine the records and pass a suitable order in regulating the suspension period in accordance with law in the light of date of suspension read with date of revocation, if any, or date of conclusion of disciplinary proceedings in exoneration. If the petitioner has not been paid salary/subsistence allowance plus dues amount, the same shall be calculated and disbursed in favour of the petitioner, if she is otherwise eligible, within a period of eight weeks from the date of receipt of this order. If the petitioner is not eligible, in that event detailed speaking order shall be passed and communicated to the petitioner within the aforesaid period.



5. Accordingly, writ petition stands disposed off.

(P. B. Bajanthri, J)

GAURAV S./-

AFR/NAFR	
CAV DATE	
Uploading Date	14.01.2022
Transmission Date	

