

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12178 of 2023

1. Ranjeet Kumar Son of Late Siya Ram Thakur, Resident of Village/Mohalla-Near Chandauti Block, Narayan Garh, Police Station-Rampur, District-Gaya.
2. Amit Kumar, son of Late Raghunath Prasad Sinha, Resident of Mohalla-Opposite Tripolia Masjid, Gulzarbag, Police Station-Gulzarbag, District-Patna.
3. Raushan Kumar Sinha, Son of Anil Kant Sinha, Resident of Mohallah-Gewal Bigha, Mali Bagicha, Post Office-Sahmir Takiya, Police Station-Civil Lines, District-Gaya.
4. Kumar Indradeep son of Late Nabashis Mitra, Resident of SRT-38, Road No. 13-B, Bahadurpur, Devi Asthan, Rajendra Nagar, Police Station-Sampatchak, District-Patna.
5. Ashok Kumar son of Late Ram Prasad Ram, Resident of Mohalla-Gayhhat Utri Gali, Sampat Chak, Police Station-Sampatchak, District-Patna-800007.
6. Anuj Ranjan, son of Parmanand Thakur, Resident of Kantahi Ghat, Police Station-Gulabbag, Patna City, District Patna.
7. Pankaj Kumar Thakur, son of Late Jagjitan Thakur, Resident of Mohalla/Village-Arazi Barwa, Siwan, District-Siwan.
8. Prakash Kumar, son of Vijendra Kumar Verma, Resident of Mohallah-Nawada, Police Station-Nawada, Ara, District-Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Department of General Administrative Department Government of Bihar, Patna.
2. The State of Bihar through the Principal Secretary, Department of Finance, Government of Bihar, Patna.
3. The Principal Secretary, Department of Finance, Government of Bihar, Patna.
4. The Deputy Secretary, Department of Finance, Government of Bihar, Patna.
5. The Joint Secretary, Department of Finance, Government of Bihar, Patna.
6. The Special Officer-cum-Director (Press), Department of Finance, Bihar, Patna.
7. The Special Secretary, Department of Finance, Government of Bihar, Patna.
8. The Superintendent Press and Forms, Gaya having its Office, Gaya.
9. The Superintendent /Incharge, Superintendent, Bihar Secretariat Press, Gulzarbagh, Patna District-Patna-800007.

... .. Respondent/s

Appearance :

For the Petitioners : Mr. Virendra Prasad, Advocate



For the State : Mr. Raghwendra Kumar, SC-22
Mr. Vikramadit, AC to SC-22

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 10-10-2023 1. Heard learned counsel for the petitioners and
learned counsel for the State.

2. Learned counsel for the petitioners submits that the petitioners were appointed after 28.09.1999 in the clerical cadre. It is submitted that they are entitled to the scale of Rs. 4,000-6,000, as modified from time to time in terms of decision/s rendered by Division Bench of this High Court in the case of *Avinash Kumar Chakerwarty & Ors. vs. The State of Bihar and Ors.* passed in *LPA No. 167 of 2016*, as well as decision rendered by a coordinate bench in the case of *Binit Kumar and Ors. versus The State of Bihar and Ors.* passed in *CWJC No. 9921 of 2017*, and decision of Division Bench in the case of *State of Bihar & Ors. Vs. Biresh Kumar Singh & Ors.* recently decided in *LPA No. 766 of 2019*. For the claimed benefit, they have approached the Superintendent, Press & Forms, Gaya (Respondent No. 8) by filing representation (Annexure-16 series to the writ petition) and the claim is pending consideration.

3. In view of the grievance raised by the petitioners, the claim based on parity is yet to be considered by the Superintendent, Press & Forms, Gaya (Respondent No. 8). The



court, therefore, is not called upon to adjudicate any issue at present.

4. The petitioners' representation (Annexure-16 series to the writ petition) is required to be considered and disposed of by the Superintendent, Press & Forms, Gaya (Respondent No. 8) by a reasoned and speaking order. The decision is required to be taken positively within eight weeks from the date of receipt/production of a copy of this order along with a copy of petitioners' representation (Annexure-16 series to the writ petition). If dues are found admissible, it is needless to say, that the petitioners must be paid the same within a period of eight weeks thereafter.

5. Writ petition is accordingly disposed of.

(Madhuresh Prasad, J)

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