

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.9496 of 2024**

Amrita Singh Wife of Sri Amit Kumar Singh Resident of Village- Janpur,  
P.O.- Barauli, P.S.- Kathaha, District- Aurangabad, Posted at Primary School,  
Kopadih, Block- Sasaram, Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Director, Primary Education, Government of Bihar, New Secretariat, Patna.
2. The District Education Officer, Rohtas.
3. The District Programme Officer (Establishment), Rohtas.
4. The Block Development Officer, Sasaram, P.O. and P.S.- Sasaram, District- Rohtas.
5. The Block Education Officer, Sasaram, P.O. and P.S.- Sasaram, District- Rohtas.
6. The Headmaster, Primary School, Kopadih, Block- Sasaram, District- Rohtas.

... .. Respondent/s

**Appearance :**

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| For the Petitioner | : | Mr. Bipin Bihari Singh, Advocate<br>Ms. Shyama Kant Singh, Advocate |
| For the State      | : | Mr. Standing Counsel 6                                              |

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      04-12-2024                      Heard learned counsels for the parties.

2. The present writ application has been filed for commanding the respondents to put signature on the attendance register and allow this petitioner to perform duties and further for payment of salary from March, 2022.

3. At the outset, learned counsel appearing on behalf of the State raises preliminary objection to the effect that an alternative Statutory remedy is available to the petitioner to move before the District Appellate Authority by way of filing



appropriate application under Section 13 of Bihar State School Teacher (Appointment, Transfer, Disciplinary Proceedings and Service Conditions) Rules, 2020 (hereinafter referred as “Rules, 2020”), which deals with the power and functions of the District Appellate Authority.

4. Since the petitioner has got statutory alternative remedy to move before the District Appellate Authority under Rule 13 of the Rules 2020, this Court is not inclined to interfere in the matter in its extra-ordinary writ jurisdiction.

5. In view of the aforesaid facts and circumstances, petitioner is directed to file an application before the District Appellate Authority in accordance with law.

6. In the event, such application is filed by the petitioner, the authority concerned is directed to dispose of the same, in accordance with law, after hearing the parties, by a reasoned and speaking order, as expeditiously as possible.

7. With the aforesaid observations and directions, this writ application stands disposed of.

8. It goes without saying that if any question of limitation arises before the District Appellate Authority, the same shall be considered, taking into consideration the fact that the petitioner was pursuing the issue before this Court under



Article 226 of the Constitution of India.

**(Prabhat Kumar Singh, J)**

shashank/-

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