

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9254 of 2017

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Shyam Narayan Prasad son of Late Balmukund Singh, Resident of
Village P.O.- Pipra, Prakhanda P.S.- Dumariya, District- Gaya. at present
working as a Prabhari Pradhanadhyapak, Primary School, Balichal Dumariya,
Gaya.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Primary Education, Govt. of Bihar, Patna.
4. The Regional Deputy Director of Education, Magadh Division, Gaya.
5. The District Education Officer, Gaya.
6. The District Programme Officer Establishment, Gaya.
7. The District Programme Officer, Mid-Day-Meal Scheme, Gaya.
8. The Block Resource Persons, Mid-Day-Meal Dumariya Prakhanda, District-
Gaya.
9. The Director, Mid-day Meal Govt. of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rama Kant Singh
For the Respondent/s	:	Mr. Jitendra Kr. Roy No 1-Sc 13
For MDM	:	Mr. Girijesh Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

6 25-06-2024 Heard learned counsel for the parties.

2. Learned counsel for the State as well as learned
counsel appearing for the Mid Day Meal Scheme submit that the
petitioner is an Incharge Headmaster of Primary School, Balichak
Dumariya, Gaya and has challenged the letter No. 511 dated
03.06.2017 issued by Respondent No. 7, /The District
Programme Officer (Establishment), Gaya directing the
petitioner to deposit/refund the excess amount received by him
for providing mid-day meal.



3. Learned counsel for the Mid Day Meal submits that upon inspection made by the respondent authority, it was found that the number of children were found less than the attendance made by the petitioners.

4. Taking into consideration the nature of dispute, in my opinion, it is appropriate for the Director, Mid Day Meal, to hear both the parties and pass a final order upon the order of recovery issued by the District Programme Officer, Gaya

5. Accordingly, I direct the Director, Mid Day Meal, to fix a date for appearance of the petitioners and the respondents no. 7 before him, for giving them personal hearing and deciding the matter by a reasoned order. Director, Mid Day Meal can hear the matter through virtual mode or hybrid mode subject to approval of the parties concerned.

6. The entire exercise must be completed by the Director within a period of six months from the date of receipt/production of a copy of this order.

7. With the aforesaid observation and direction, this writ application is disposed of.

(Anil Kumar Sinha, J)

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