

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13370 of 2023

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Pankajesh Kumar S/o Late Awadhesh Singh, Resident of Village- P.O.- Jihuli,
P.S. -Patahi, Dist- East Champaran presently posted as Clerk in Rajkiyakrit
High School, Dwarikanagar, Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Additional Chief Secretary, Education Department, Govt. Of Bihar, Patna.
2. The Additional Chief Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Secondary Education Department, Govt. Of Bihar, Patna.
4. The Regional Deputy Director of Education, Tirhut Division, Muzaffarpur, District- Muzaffarpur.
5. The District Education Officer, Muzaffarpur, District- Muzaffarpur.
6. The District Programme Officer (Est.), Muzaffarpur, District- Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Shashi Bhushan Singh
For the Respondent/s : Mr.Jitendra Kr. Roy 1 (Sc13)

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-05-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. At the outset, learned counsel for the petitioner submits
that the case of the petitioner is squarely covered by the order
passed in C.W.J.C. No.6661 of 2021 dated 28.11.2023.

3. Considering this fact and that the State Government has
already come out with the decision to comply with the order
passed in LPA No.167/2016 subject to the final outcome of civil
review and the litigation policy of the State Government and



various orders passed by other Benches of this Court granting similar relief to similarly situated persons, in my opinion the writ application can be disposed of granting similar relief to the writ petitioners in terms of the order passed by Division Bench of this Court in LPA No.167 of 2016.

4. Accordingly, the writ petition stands disposed of exactly in terms of the order passed in LPA No.167 of 2016. This, however, shall be subject to the final outcome of the result of Civil Review No.236/2019 pending before Larger Bench.

5. It is made clear that benefit to the petitioners shall be granted subject to filing undertaking by them before the concerned authorities regarding refund of the amount received by them if the issue pending before Larger Bench/ and / or Civil Review No.236/2019 goes in favour of the State Government.

(Anjani Kumar Sharan, J)

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