

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14230 of 2024

1. Uma Nand Jha Son of Late Ram Krishna Jha, Resident of Village- Simri, Police Station - Bisfi, District- Madhubani.
2. Pavitri Devi, Wife of Late Pitamber Jha, Resident of Village- Kapileshwar Sthan, Police Station - Rahika, District- Madhubani.
3. Krishna Chandra Sharma, Son of Late Braj Kishore Sharma, Resident of Village- Panchratna, Police Station - Basopatti, District - Madhubani.
4. Anju Kumari, Wife of Late Ram Chandra Sharma, Resident of village- Khirhar, Police Station - Khirhar, District- Madhubani.
5. Raj Kishore Thakur, Son of Late Shvi Narayan Thakur, Resident of Village- Ghorbanki, Police Station - Basopatti, District- Madhubani.
6. Budhni Devi, Wife of Late Suba Lal Yadav, Resident of Manapatti, Police Station - Basopatti, District- Madhubani.
7. Mangnu Jha, Son of Late Bauku Jha, Resident of Village- Loharpatti, Police Station - Basopatti, District- Madhubani.
8. Shiv Sharma, Son of Late Dev Nandan Sharma, Resident of Village - Panchratna, Police Station - Basopatti, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education, Government of Bihar, Patna.
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Principal Secretary, Department of Finance, Government of Bihar, Patna.
4. The Special Director, Secondary Education (Incharge Sanskrit), Department of Education, Government of Bihar, Patna.
5. The District Education Officer, Madhubani.
6. The District Programme Officer, Establishment, Madhubani.
7. The Chairman, Bihar Sanskrit Shiksha Board, Patna.
8. The Secretary, Bihar Sanskrit Shiksha Board, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Hemant Kumar Jha, Advocate
For the State	:	Mr. Standing Counsel (21)
For the Board	:	Mr. S.S. Sundaram, Advocate Mr. Ankit, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER



3 12-11-2024

1. Heard the parties.

2. Learned counsel for the petitioners submits that the petitioners are claiming the difference of salary pursuant to the revision of pay scale as per 5th and 6th Pay Revision and also for grant of benefit of 7th Pay Revision. He further submits that in the similar matter, with regard to the payment of difference of salary under 5th and 6th Pay Revision, the Division Bench of this Court by order, dated 13.08.2019, passed in LPA No. 43 of 2016, has directed for payment of difference of salary under 5th and 6th Pay Revision to the teaching and non-teaching staff of the Government schools together with Dearness Allowance admissible thereon. The case of the petitioners is fully covered by the aforesaid order, dated 13.08.2019.

3. Learned counsel for the Bihar Sanskrit Shiksha Board as well as the State submits that in so far as 7th Pay Revision is concerned, the same has not been implemented and in the future, if it is implemented, the same would be granted to the petitioners as per the law.

4. Having heard learned counsel for the parties and taking into consideration the submissions of the petitioners that the case of the petitioners is squarely covered by the order, of the Division Bench of this Court passed in passed in the LPA



No. 43 of 2016, dated 13.08.2019, the present writ application is disposed with liberty to the petitioners to file a representation, along with relevant documents, before the concerned respondent authority within a period of four weeks from today.

5. If such a representation is filed within the stipulated time period, the same shall be disposed of in accordance with law and by a reasoned order within a period of three months from the date of receipt of the representation and the petitioners shall be granted personal hearing in the matter.

6. It goes without saying that if the claim of the petitioners is found admissible, the requisite amount shall be paid to the petitioners within a period of one month from the date of disposal of the representation.

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

(Prabhat Kumar Singh, J)

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