

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14638 of 2024

1. Shyam Sundar Mishra Son of Late Dipa Mishra, Resident of Village-Sagarpur, Police Station - Makhdumpur, District - Jehanabad.
2. Kamesh Pathak, Son of Jagvandan Pathak, Resident of Village- Mataurha, Police Station - Masaurhi, District - Patna.
3. Nagesh Upadhyay, Son of Late Gita Prasad Upadhyay, Resident of Village-Kamta, Police Station - Hilsa, District- Nalanda.
4. Krishna Nandan Pathak, Son of Late Gangadhar Pathak, Resident of Village-Purainiya Shekha, Police Station - Kinjar, District- Arwal.
5. Vivekanand Pathak, Son of Late Gangadhar Pathak, Resident of village-Kamta, Police Station - Hilsa, District- Nalanda.
6. Ravi Shanker Priyadarshi, Son of Late Wagish Upadhyay, Resident of village- Kamta, Police Station - Hilsa, District- Nalanda.
7. Shashi Shekhar Upadhyay, Son of Late Nand Kishore Upadhyay, Resident of village- Kamta, Police Station - Hilsa, District- Nalanda.
8. Bisheshwar Pathak, Son of Late Shyam Deo Pathak, Resident of Village - Mataurha, Police Station - Masaurhi, District - Patna.
9. Indu Devi, Wife of Late Vagish Upadhyay, Resident of village- Kamta, Police Station - Hilsa, District- Nalanda.
10. Sakuntala Devi, Wife of Late Bhartendu Kumar Mishra, Resident of Village-Sagarpur, Police Station - Makhdumpur, District- Jehanabad.

... .. 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, Department of Education, Government of Bihar, Patna.
5. The District Education Officer, Nalanda.
6. The District Programme Officer, Establishment, Nalanda.
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 Respondent/s : Mr. Vikramadit, AC to SC-22



CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL JUDGMENT

Date : 13-11-2024

Heard learned counsel for the petitioners and respondents.

2. This writ application has been filed for commanding the respondents to make payment of arrears by way of differential amount of salary in the revised pay-scale under 5th, 6th and 7th Pay Revision in the same manner as allowed to the teaching and non-teaching staffs of the Government Schools together with Dearness Allowance admissible thereon as has been directed by the Division Bench of this Hon'ble Court in L.P.A. No. 43 of 2016 and analogous cases, vide order dated 13.08.2019.

3. Learned counsel for the petitioners submits that case of the petitioners is fully covered with the order/judgment of this Court dated 13.08.2019 passed in L.P.A. No. 43 of 2016 and other analogous cases (Annexure P/1).

4. Learned counsel for the respondents does not dispute the contention made on behalf of the petitioners.

5. In view of aforesaid facts and circumstances, this writ application is disposed of with direction to the petitioners to approach the respondents authorities in the light of order/judgment of this Court dated 13.08.2019 passed in L.P.A.



No. 43 of 2016 by way of filing a detailed representation(s) alongwith copy of order passed in L.P.A. No. 43 of 2016 before the concerned respondent within a period of six weeks from the date of receipt / production of copy of this order. If such representation is filed, the concerned respondent shall dispose of the same preferably within a period of ten weeks thereafter after hearing the parties in accordance with law.

6. It goes without saying that if the claim of the petitioners is found admissible by the concerned respondent, he shall ensure that the admissible amount must be paid to the petitioners as early as possible.

7. With above observation and direction, the writ application stands disposed of.

(Prabhat Kumar Singh, J)

utkarsh/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	19.11.2024
Transmission Date	N/A

