

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14360 of 2023

1. Sunil Kumar Panday Son of Achhaiver Panday, Resident of Village- Fakharabad, P.S- Kudra, District-Kaimur at Bhabua.
2. Jitendra Kumar Panday, Son of Ishwar Dayal Pandey, Resident of Village- Darwan, P.S-Ramgarh, District- Kaimur at Bhabua.
3. Ambuj Kumar Sharma, Resident of Village- Mahouta, P.S- Amarpur, District-Banka.
4. Laxmi Kumari, wife of Avinash Singh, Resident of Village- Novav, P.S- Bakramganj, District- Rohtas.
5. Vinit Kumar Mishra, Son of Bimal Prasad Mishra, Resident of Village- Indrath Khurd, P.S-Bikramganj, District-Rohtas
6. Prasant Kumar, Son of Anil Kumar Ishwar, Resident of Village- Maranchi, P.S- Bachhuara, District- Begusarai.

... ... Petitioners.

Versus

1. The State of Bihar Through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Special Director, Department of Education, Government of Bihar, Patna.
4. The Joint Secretary, Department of Education, Government of Bihar, Patna.
5. The District Education Officer Establish, Kaimur at Bhabhua.
6. The District Programme Officer Establish, Kaimur at Bhabhua
7. The District Programme Officer Establish, Rohtas.
8. The District Programme Officer Establish, Begusarai.
9. The District Programme Officer, (Secondary Education) Kaimur at Bhabhua.
10. The Chairman, Bihar Sanskrit Siksha Board, Patna.
11. The Secretary, Bihar Sanskrit Siksha Board, Patna.
12. The Headmaster, Maharshi Gautam Sanskrit High School, Bhopatpur, Pusauli, P.O- Bhatti, Block -Mohania, District- Kaimur at Bhabhua.
13. The Secretary, Maharshi Gautam Sanskrit High School, Bhopatpur, Pusauli, P.O. Bhatti, Block -Mohania, District- Kaimur at Bhabhua.
14. The Headmaster, Har Gauri Sanskrit High School Sanjhauli (Rohtas).
15. The Headmaster, Shri Dandi Swami Primary-Cum- Secondary Sanskrit School, Kastar, (Rohtas).
16. The Headmaster, Shri Mahavir Sanskrit High School, Dalsinghsaray, (Samastipur)
17. The Secretary, Har Gauri Sanskrit High School Majhauli (Rohtas)

... ... Respondents.



Appearance :

For the Petitioners	:	Mr. Yugal Kishore, Advocate Mr. Shyam Bihari Singh, Advocate
For the BSSB	:	Mr. S.S. Sundaram, Advcoate Mr. Shashank Shekhar Jha, Advocate
For the State	:	Mrs. Usha Kumari Singh, Advocate

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL JUDGMENT**

Date : 22-03-2024

Heard learned counsel for the parties.

2. Learned counsel for the petitioners submits that the issued raised in the present writ application is squarely covered by the decision of this Court in C.W.J.C. No.985 of 2015 dated 27.03.2019.

3. These petitioners have also been deprived of the benefits to which they were entitled by the impugned resolution dated 31st of August, 2013, which had already been quashed to the extent as indicated in the judgment dated 27.03.2019 passed in C.W.J.C. No.985 of 2015 by a Division Bench of this Court. Therefore, the petitioner is also entitled to the same benefits on the same terms.

4. In that view of the matter, this writ petition is allowed with a direction to the petitioners to file a fresh representation before the respondent nos.5 and 6 along with a copy of this order and the judgment dated 27.03.2019 passed in C.W.J.C. No.985 of 2015 and the respondent nos.5 and 6 are well advised to consider the case of the petitioner and grant the same benefits



including the arrears within a period of three months from the date of filing of such representation.

5. It goes without saying that respondent nos.5 and 6 shall be solely responsible for non-compliance of this order within the stipulated period.

6. It is made clear that this Court has not expressed any opinion with regard to the merits of the claim of the petitioners.

(Anjani Kumar Sharan, J)

Trivedi/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.03.2024
Transmission Date	NA

