

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.15028 of 2023**

Indra Kant Mishra Son of- Suraj Naryan Mishra, Resident of Village-  
Lakshmipur, Panda, P.S.-Khajauli,, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Home Department,  
Government of Bihar, Patna.
2. The Director General of Police, Bihar, Patna.
3. The Inspector General of Police, Darbhanga, Bihar.
4. The Inspector General of Police, Saran at Chapra, Bihar.
5. The Deputy Inspector General of Police, Darbhanga, Bihar.
6. The Deputy Inspector General of Police, Saran at Chapra, Bihar.
7. The Superintendant of Police, Madhubani, Bihar.
8. The Superintendant of Police, Gopalganj, Bihar.
9. The Officer-in-Charge-cum-SHO, Vijaypur Police Station, District-  
Gopalganj.

... .. Respondent/s

**Appearance :**

For the Petitioner/s : Mr.Rabindra Kumar Priyadarshi, Adv.  
For the Respondent/s : Mr.Md. Nadim Seraj (GP-5)

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

4      15-01-2024                      1. The present writ petition has been filed seeking the  
following relief(s):-

*“A. For direction upon the respondent authorities  
for grant of salary to the petitioner which is  
pending with them since May 2022.*

*B. For direction upon the respondent authorities  
particularly Respondent no. 7 & 8 to release the  
salary of the petitioner with due interest because  
the petitioner is working without salary and there  
is no proceeding pending against the petitioner  
till date.”*



2. Though, it is the stand of the petitioner that while he was transferred from Gopalganj to Madhubani, in the month of May, 2022, he had handed over charge, nonetheless, he is not being paid salary since then.

3. Per contra, the learned counsel for the respondent-State has submitted that since the petitioner had not handed over the charge while leaving Gopalganj and submitting his joining at Madhubani, the last pay certificate could not be issued, hence the salary has not been paid to the petitioner.

4. Having regard to the facts and circumstances of the case, I deem it fit and proper to direct the Superintendent of Police, Gopalganj, Bihar, to ensure that the exercise of handing/taking over of charge is completed within a period of one week from today, the L.P.C. is issued forthwith, in accordance with law and the admitted outstanding amount of salary of the petitioner is paid by the concerned respondent-authorities within a period of two weeks from today.

5. The writ petition stands disposed off on the aforesaid terms.

**(Mohit Kumar Shah, J)**

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