

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2101 of 2025

1. Umesh Kumar Singh Son of Narsingh Narayan Singh, Resident of 2nd Lane, South of Buddha Dental College, Mahatma Gandhi Nagar, Sampatchak, P.S.- Agamkuan, Distt.-Patna- 800026.
2. Ranjan Kumar Sinha Son of CP Sinha, Resident of L2/69, P3 IT Colony, P.S- Kankarbagh, Sampatchak, Distt.- Patna-800020.
3. Sunit Kumar Mishra Son of late Radha Mohan Mishra, Resident of Building No. 944, Back of A.N. College, Shivpuri, P.S. S.K. Puri, Distt.- Patna-800023.
4. Ashok Kumar Sinha Son of late Paras Nath Singh, Resident of House No. B/20, Indirapuri Colony, Ashiana Road, Samanpura, Rukanpura, B.V. College, Patna, Danapur, P.S.-Shastri Nagar, Distt- Patna, Bihar- 800014.
5. Ashutosh Prasad Mishra Son of Late Parmeshwar Prasad Mishra, Resident of B-47, Jai Prakash Nagar, Ashiana Nagar, Phulwari, P.S.- Digha, Distt.- Patna- 800025.
6. Nirmal Kishor Jha Son of Late Naresh Nandan Jha, Resident of- Block A, Anand Vihar Jasidih Road, Bajrangwali Mandir, Daburgram Jasidih, P.S- Ghaghi, Distt- Deoghar, Jharkhand-814142.
7. Ram Balak Prasad Son of Yadunandan Prasad, Resident of Nutan Nagar, West New Area, P.S- Kotwali, Dist- Gaya-823001.
8. Suresh Kumar Son of Late Shailendra Kumar, Resident of- C/o Shailendra Kumar 504 Block E, Goutam City Near Mahabir Mandir, East Gola Road, Rupaspur, Opposite DRI Hospital, Danapur Cantt, P.S- Rupaspur, Distt- Patna- 801503.
9. Krishna Prakash Sharma Son of Raj Deo Prasad Singh, Resident of Nirala Nagar, P.S. Town Thana, Distt- Begusarai-851101.
10. Shivashray Singh Son of Uchit Singh, Resident of Ward no. 06 Nakti West Ramdiri Naktitola P.S. and Dist- Begusarai-851129.
11. Raghvendra Narain Son of Ramlakshan Prasad Sinha, Resident of B/12, Sector D, Lohiya Nagar P.S. Kankarbagh, Distt- Patna-800020.
12. Ramashish Goswami Son of Ram Bihari Goswami, Resident of Mahatma Gandhi Nagar, Bazar Samiti Road, P.S.- Nagar Thana, Distt- Buxar-802103.
13. Ranjit Kumar Basak Son of Ganga Charan Basak, Resident of- 105, Maheshwari Manas Plaza, Saidpur Nahar Road, Near Indradhanus Apartment, Mahendru, P.S.- Sultanganj, Dist- Patna-800006.
14. Manoj Ranjan Srivastawa son of Sharda Ranjan Prasad, Resident of LIG H1/18, Housing Colony, Chandwa Ara, 1, LIG H 1/18 Housing Colony, Chandwa Ara, P.S- Chanda, Distt- Bhojpur-802312.
15. Birendra Singh son of Jagu Singh, Resident of House No. 20, Mohanpur, Punaichak P.S.- Sachivalaya, Patna, Phulwari, Distt- Patna-800023.
16. Nagendra Sharma Son of Nanha Sharma, Resident of Raghunathpur, Didhipur, P.S.- Karpi, Distt- Patna-801110.
17. Kamlesh Prasad Singh Son of Ramji Singh, Resident of RMS Colony, Main



Road, P.S.-Kankarbagh, Distt- Patna-800020.

18. Prem Chandra Jha son of Bahadur Jha, Resident of New Punjabi Colony, P.S.- Gardanibagh, Anisabad, Distt- Patna-800020.
19. Amarnath Dubey Son of Shreekant Dubey, Resident of House No. B/7 Sector D 1 Kankarbagh, Patna Sampatchak, Patna Lohia Nagar, P.S.- Kankarbagh, Distt.- Patna-800020.
20. Vinod Prasad Son of Brij Nandan Prasad, Resident of Krishna Nagar, Dumra, Near Bharat Bhushan Building Dumra Sitamarhi P.S- Dumra, Distt- Sitamarhi- 843301.
21. Ashok Kumar Son of Somari Mahto, Resident of Veer Kunwar Singh Nagar Janta Road, Phulwari, Patna GP Phulwari P.S. Gardanibagh, Dist- Patna-800001.
22. Md. Anzarul Hassan Son of Md. Manzurul Hassan, Resident of Kamtaul Balha West, P.S.- Bisfi, District- Madhubani- 847304.
23. Anil Kumar Singh Son of Late Surendra Narayan Singh, Resident of Vishnupuri Ram Lakhan Singh Path, Near Holy Land School Chitkohra, Phulwari, P.S- Gardanibagh, Distt- Patna- 800 002.
24. Suresh Prasad Son of Deo Kumar Prasad, Resident of Village- Mirachak, P.O.- Ara, P.S.- Town, District- Ara, Bhojpur- 802301.
25. Kumari Sheela Wife of Pramod Kumar Sinha, Resident of Near Mahavir Mandir, Krishna Niketan, Chandmari Road end, Sampatchak, Lohia Nagar, P.S- Kankarbagh, Distt- Patna- 800020.
26. Usha Sinha Wife of Chandra Bhushan Prasad Sinha, Resident of- Shivyan Paradaij, Sanjay Gandhi Nagar, Hanuman Nagar, Kankarbagh, P.S.- Patrakar Nagar, Distt- Patna-800020.
27. Poonam Sharan Wife of Chakarwari Ashok Priyadarshi, Resident of- S.K. Nagar Park No.-02, Road No. 23, S.K. Nagar, P.S.- Buddha Colony, Distt- Patna, GPO, Patna-800 001.
28. Janardan Sharma Son of Late Ram Nandan Sharma, Resident of House No. 120, Karauta, Doman, Doma, P.S.- Bakhtiyarpur, Distt- Patna-803202.
29. Sheo Kumar Singh son of Late Lakshmi Singh, Resident of- C/o Lakshmi Singh, Ward No. 01, Mainapatti, Maheshwara, Madhubani, P.S.- Babubarhi, Distt- Madhubani- 847228.
30. Binay Kumar Mallik Son of Digambar Prasad Mallik, Resident of- Kherajpur, Teliya Bandh, P.S- Kherajpur, Distt- Darbhanga-846001.
31. Bishundeo Prasad Son of Jhagroo Pandit, Resident of A.B. Enclave, Q. No. 406, Urja Gram Basant Bihar, Rukanpura, P.S.- Rupaspur, Distt- Patna-800014.
32. Suresh Mishra Son of Markandey Mishra, Resident of- Supaul Bazar, Tole- Ramnagar, P.S- Biraul, Distt- Darbhanga-847203.
33. Vinod Shankar Singh son of Baudhu Singh, Resident of Lakshmipur, P.S.- Balbhadrapur, Distt- Darbhanga- 846001.
34. Sudhanshu Shekhar Son of Bhuvneshwar Prasad Sharma, Resident of Nai Rampur, Near Ram Ratan Hospital, New Rampur Road, P.S.- Sampatchak, Distt- Patna- 800006.



35. Baijnath Prasad Son of late Shyam Sundar Sao, Resident of- 2 Bailey Road, Rukanpura, P.O.- B.V. College, P.S- Shastrinagar, District-Patna-800014.
36. Deo Kumar Gupta Son of Barho Saw, Resident of Flat No. 309, Block A, Bhuvan Nivath Apartment, Road, Main Horahall Ajjagondanahalli, Ajjagondanahalli, Varthur, P.S.- Ajjagondanahalli, Distt- Bangalore Rural, Karnataka-560087.
37. Anil Kumar Sinha Son of Mahesh Pratap Singh, Resident of Laxmi Narayan Nagar, Lane No. 22, Bela, R.K. Aashram, P.S.- Bela, Distt- Muzaffarpur- 843116.
38. Sanjit Kumar Son of Onkar Nath Srivastava, Resident of House No. 42, Indrapuri Road No. 4, P.S.- Phulwari, Distt- Patna-800 024.
39. Raj Kumar Sharma Son of Shivdani Singh, Resident of Hati, Hati, P.S.- Kako, Distt- Jehanabad-804420.
40. Dina Nath Singh Son of Ram Swaroop Singh, Resident of Indrapuri Colony, Road No. 02, P.S.- Mithanpura, Distt- Muzaffarpur- 842002.
41. Mahendra Yadav Son of Garib Yadav, Resident of Village Barahpur, P.O.- More, P.S.- Mokama Barahpur, Distt- Patna- 803302.
42. Parimal Kumar Sinha son of Madhusudan Prasad, Resident of Sherpur Kayasth Tola, Near Mai Sthan, P.O- MIC Bela, P.S. Sadar, Sherpur, District- Muzaffarpur-842005.
43. Sanjay Kumar Verma Son of Murari Krishna Verma, Resident of 103, Krishna Niketan, Station Road, Hilsa, P.S.- Hilsa, Distt- Nalanda-801302.
44. Sushil Kumar Son of Sidheshwar Prasad Sinha, Resident of 238, Nav Chetna Path, Shivpuri, Anisabad, Anisabad, P.S.- Gardanibagh, Distt- Patna- 800002.
45. Makeswar Dwivedi Son of Ramekbal Dwivedi Resident of- Jaitpur Kothi Campus, Maripur, P.S.- Paroo, Dist- Muzaffarpur-842001.
46. Anind Kumar Singh Son of Ram Bricksh Singh, Resident of- Desari, P.S.- Desri, Distt- Vaishali- 844504.
47. Thakur Prasad Son of Late Ramjee Sao, Resident of Village- Kushpar, P.O.- sonagopalpur Near Asian Globle School, P.S- Sampatchak, Distt- Patna- 800007.
48. Neeta Verma Wife of Yogendra Kumar, Resident of- Abhiyanta Nagar, West Bail Road infront of P.S.- Rupaspur Police Station, Dinapur-cum-Khagaul, District- Patna- 801503.
49. Uday Shankar Prasad Sinha Son of Banaras Prasad Singh, Resident of Panchsheel Nagar, P.S.- Badh, Distt- Patna-803213.
50. Ranjan Kumar Upadhyay Son of Girija Nand Upadhyay, Resident of Beli Road, North of Shivpuram Vir Basawan Nagar, Rukanpura, BV College, P.S.- Shastri Nagar, Distt- Patna- 800014.
51. Surendra Singh Son of Bharat Singh, Resident of- Flat No. 307, Santosh Mension Apartment, Block B, RPS Mor, Ram Lakhan Path, P.S.- Danapur Distt- Patna -801503.
52. Shanker Kishore Son of Late Aditya Narayan Prasad, Resident of Flat No. 103, Pratima Pushpa Apartment, Patel Nagar, Near Dr. B. Bhattacharya



- House, LBS Nagar, P.S.- Gardanibagh, Distt- Patna-800023.
53. Sunita Kumari Wife of Mithilesh Kumar Singh, Resident of- Ashok Nagar, Ashok Nagar Road No. 8 C, Bright Way Academy Lane, P.S.- Kankarbagh, Distt- Patna- 800020.
54. Kamlesh Singh Son of Shrikant Singh, Resident of Deurawa, P.S.- Deurwa, Distt-West Champaran-845101.
55. Mahendra Prasad son of Ram Lakshan Prasad, Resident of Mahavir Sthan Chowk Shikarpur P.S.-Thana, Jhauganj Patna City, Mirchi, Distt- Patna-800009.
56. Uday Singh Son of Roaab Singh, Resident of- Kshatriya Nagar, P.S.- Kathruva, Distt- Aurangabad-824101.
57. Pankaj Kumar Son of Ramakant Sharma, Resident of Ward No. 6, Village-Shikarpur, P.O.- P.S- Shikarpur, Majhwaliya, Distt- West Champaran-845454.
58. Pramod Kumar Tiwari Son of late Hari Kishor Tiwari, Resident of Jagaidih, P.S. Town Thana, Distt- Bhojpur, Ara-802222.
59. Sanjay Kumar Sinha Son of Late Kamla Prasad, Resident of Flat No. 606, Block B, RKM Tower, RPS Road, RPS Mahila College, Man Sarovar Nagar, P.S.- Rupaspur, Danapur, Dist- Patna-801503.
60. Sunil Kumar Son of Ram Jee Mahto, Resident of 130/18/17, Near Mahavir Sthan, Nakhas Pind, Patna City, Patna Rural, P.S.- Begampur, Patna Rural, Patna- 800 009.
61. Syed Mozaffar Razi Son of Syed Ghazanfar Hussain, Resident of B/20 Enayat Colony, Bari Road, P.O.- HPO Gaya, P.S.- Town Thana, District-Gaya-823001.
62. Gaya Chand Singh Son of Ram Nath Singh, Resident of Gangadhar Dehri, P.O.- Hetampur, Gangadhar, P.S.- Dehri, Distt- Bhojpur-802158.
63. Sanjay Kumar Son of Ram Nandan Prasad Singh, Resident of Bhatgao Road, Court P.S.- Badh, Distt- Patna- 803213.
64. Shambhu Nath Bhagat Son of Mahendra Prasad Bhagat, Resident of Chanakya Vihar Colony, P.S. Barari, Distt- Bhagalpur-812003.
65. Radha Rani Wife of Mahakant Mandal, Resident of Bairbanna, Ward No. 04, P.S.- Behri, Distt- Madhepura-852128.
66. Manoj Verma Son of Umeshwar Prasad, Resident of Satya Sadan, Vinoba Path, Postal Park, Phulwari, Patna, P.s.-Jakanpur, Dist- Patna GPO, Bihar-800001.
67. Ranjit Kumar Son of Late Chaudhary Santan Prasad, R/O Flate No. 404, Madhuri Enclaves Bans Kothi, Dinapur-cum Khagaul, P.S. Dighaghat, District- Patna.
68. Rama Shankar Pandey Son of Ram Bachan Pandey, R/O H. No. 39, Near Shiv Mandir, Naya Bhojpur, P.S. Jadid, District- Buxar.
69. Meena Sharma W/o Late Ramanand Prasad Sharma, R/o Ward No.8, Kesabe, P.S Barauni, District- Begusarai, Pin Code-841134.

... .. Petitioner/s



Versus

1. The State of Bihar through the Chief Secretary, Bihar, Patna.
2. The Additional Chief Secretary, Finance Department, Government of Bihar, Patna.
3. The Principal Secretary, Department of Personnel and Administrative Reforms, Now Department of General Administration, Government of Bihar, Patna.
4. The Secretary, Department of Industries, Government of Bihar, Patna.
5. The Director, Department of Industries, Government of Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Rajan Prakash, Advocate
For the Respondent/s : Mr. Government Pleader (24)

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 10-02-2025 Heard the parties.

2. The petitioners have approached this Court seeking a direction upon the respondent authorities to provide identical pay scale as has been accorded to the similarly situated persons, namely, Alakh Kumar Sinha and Rajesh Kumar in view of the order dated 09.03.2007 passed in CWJC No. 12301 of 2004, which order was duly affirmed in the LPA No. 878 of 2007 and further the Civil Review No. 209 of 2012 filed by the State also came to be dismissed.

3. Learned Advocate for the petitioner contended that the petitioners were initially appointed as Industry Extension Officer, and now some of them have already superannuated. Drawing the attention of this Court to the gradation list of Industry Extension Officer as notified vide memo no. 4852



dated 07.09.1995 issued by the Industries Directorate, Government of Bihar, it is contended that the petitioners are identically situated to Alakh Kumar Sinha and Rajesh Kumar whose names have been also placed alongwith the petitioners in the gradation list.

4. On being deprived by the admissible pay scale, the identically situated persons approached this Court in CWJC No. 12301 of 2004, which came to be disposed off on 09.03.2007, with a direction upon the respondents to revise the pay scale of those persons. Against the said order, the State preferred Letters Patent Appeal, as well as Civil Review, which also came to be dismissed.

5. Subsequent thereto, the similarly situated persons have been compelled to file contempt petition and thereafter a decision has been taken at the level of the concerned department and they have been allowed the revised scale of Rs. 1600/- to 2780/- and further corresponding pay scale of Rs.5000/- to 8000/- with effect from 01.01.1996. However, discrimination has been caused and the petitioners have been deprived from the identical pay scale, compelling them to approach before the concerned authorities by filing innumerable representation, but to no avail and, as such, the petitioners are before this Court.

6. Learned Advocate for the State submits that the entire case of the petitioners are based on parity and the same



are required to be examined by the concerned respondents.

7. Having considered the submissions advanced on behalf of learned Advocate for the parties, as also taking note of the nature of grievance, this Court deems it appropriate to dispose off the writ petition, with a direction to the respondent no. 4 to consider the claim of the petitioners for their admissible pay scale in terms of the notification issued by the Finance Department, Government of Bihar as contained in Memo No. 9803 dated 21.10.2011, as well as the order of this Court passed in CWJC No. 12301 of 2004 duly affirmed by the learned Division Bench of this Court and further the order issued by the Additional Director, Industries, Government of Bihar, Patna contained in Memo No. 4190 dated 18.11.2021.

8. It is further clarified that if claim of the petitioners is found identical to Alakh Kumar Sinha and Rajesh Kumar, who were the parties to CWJC No. 12301 of 2004, identical relief should be accorded to the petitioners in terms of the clause 4C of the Bihar Litigation Policy, 2011, as well as, the mandate of the Apex Court in the matter of Lt. Col. Suprita Chandel vs. Union of India & Ors., in Civil Appeal No. 1943 of 2022 preferably within a period of 12 weeks from the date of receipt/production of a copy of this order.



9. The writ petition stands disposed off with the
aforesaid direction.

(Harish Kumar, J)

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