

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8332 of 2021

=====

Mahmuda Khatun Wife of Mujibur Rehman, resident of Village - Choukiya
Paharpur Shabdar Tola, Amdabad, P.S. - Durgapur, Dist. - Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Primary Education, Govt. of Bihar, Patna.
4. The District Education Officer, Katihar.
5. The District Programme Officer (Establishment), Katihar.
6. The Block Education Officer, Amdabad, Katihar.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Prashant Sinha, Advocate
For the Respondent/s : Mr. Madanjeet Kumar, GP-20

=====

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 17-04-2025 Heard Mr. Prashant Sinha, learned counsel appearing

on behalf of the petitioner and Mr. Madanjeet Kumar, learned

GP-20 for the respondent/s.

2. In light of the information contained in paragraph
no. 18 of the counter affidavit filed on behalf of the respondent
no. 5, wherein, reference has been made regarding the orders
passed by the Additional Chief Secretary, Education
Department, contained in Memo No. 734 dated 08.07.2022 and
Memo No. 746 dated 11.07.2022 clarifying that without any
disciplinary proceeding, payment of salary to a teacher should
not be stopped, the petitioner is at liberty to represent before the



Additional Chief Secretary, Education Department for redressal of his grievance and for continuation of the salary.

3. The Additional Chief Secretary, Education Department, must abide by his own decision and direct the authority concerned to make payment of the salary, if already not stopped. However, the same will subject to the final outcome of the order passed by the Apex Court in ***SLP (C) No. 10872-10848 of 2024 (Md. Tanzim Reza & Ors. vs. Union of India & Ors.)***.

4. Accordingly, the present writ petition stands disposed of.

(Purnendu Singh, J)

Niraj/-

U			
---	--	--	--

