

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4585 of 2024

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Poonam Rani Sinha Wife of Late Dr. Mithilesh Kumar Sinha Resident of
Opposite of Block Office Hisua, P.O. and P.S.- Hisua, District- Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Department of Education, Govt. of Bihar, Patna.
2. The Director, Secondary Education, Education Department, Govt. of Bihar, Patna.
3. The Regional Deputy Director of Education, Magadh Division, Gaya.
4. The District Education Officer, Nawada.
5. The District Programme Officer (Establishment), Nawada.
6. The Accountant General, Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Ram Sagar Singh
For the Respondent/s : Mr.Standing Counsel 23

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL JUDGMENT

Date : 09-10-2025

Heard the parties.

2. The petitioner has prayed this Court for the following reliefs:

“That this is an application for issuance of appropriate writ(s)/direction(s) for quashing in part the letter as contained in Memo No.1082 dated 21.06.2021 issued by the respondent no.2 by which Monetary benefits (dues of salary as well as death-cum-post retirement benefits) of the petitioner's husband has been paid to the petitioner in untrained pay scale instead of graduate trained pay-scale and further for commanding the respondents to pay all monetary benefits to the petitioner in



graduate trained pay scale for which her Late husband was entitled and also for grant of all other consequential benefits including revision of family pension of the petitioner.”

3. Shorn of details, learned Advocate for the petitioner submitted that the issue has now been set at rest by various decisions of this Court, copies of which have been placed as Annexures P/12, P/13 and P/18 to the writ petition. It is submitted that in pursuant to the order passed in CWJC No. 1290 of 2021, LPA No. 280 of 2021 and CWJC No. 5134 of 2023, other identically situated persons have been allowed the Graduate Trained pay scale. The names of the identically situated persons have also been disclosed in para-6 of the rejoinder to the counter affidavit filed on behalf of respondent nos. 1 and 2 by the petitioner. He further submits that subsequent thereto, with respect to other identically situated persons, who have approached this Court in CWJC No. 17970 of 2022, further in CWJC No. 187 of 2024, they have also been allowed the identical benefit after setting aside the impugned order.

4. Though a counter affidavit has been filed on behalf of respondent nos. 1 and 2 and also on behalf of respondent nos. 4 and 5 in opposition to the submission made by the learned Advocate for the petitioner.



5. Considering the submissions advanced that the issue has already been given quietus by this Court through various pronouncements, this Court deems it fit and proper to set aside the part of the letter as contained in Memo No. 1082 dated 21.06.2021 and relegate the matter to the respondent no. 2 to look into the grievance of the petitioner and ensure all consequential benefits, if the case of the petitioner finds favour in terms with the decisions of this Court noted hereinabove, preferably within a period of 12 weeks from the date of receipt/production of a copy of this order.

6. The writ petition stands disposed of.

(Harish Kumar, J)

Anjani/-

AFR/NAFR	
CAV DATE	
Uploading Date	10.10.2025
Transmission Date	

