IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8017 of 2023

CNR No. BRHC010475962023

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1. Abhimanyu Kumar S/o Gyanendra Prasad Singh, R/o- Rampur Kumharkol, P.S.- Desri, Dist.- Vaishali.
2. Lal Babu Prasad S/o Satyendrayan Yadav @ Satyanarayan Yadav, R/o- Harnaut, P.S.- Harnaut, Dist.- Nalanda.
3. Ajit Kumar S/o Bhuneshwar Tiwari, R/o- Barhuara, P.S.- Chandi, Dist.- Nalanda.
4. Nawal Kishor Paswan S/o Vinda Paswan, R/o- Nawada (Rukhaee), P.S.- Chandi, Dist.- Nalanda.
5. Mithilesh Prasad S/o Chandradeo Prasad, R/o- Gogipur Malawan, P.S.- Malawan, Dist.- Nalanda.
6. Shrikant Prasad S/o Ramashray Prasad, R/o- Rukhiae, P.S.- Rukhiae, Dist.- Nalanda.
7. Pawan Paswan S/o Ganga Bishun Paswan, R/o- Darabigha, P.S.- Hilsa, Dist.- Nalanda.
8. Beeru Kumar S/o Vijay Paswan, R/o- Uttra Bheriya, P.S.- Chandi, Dist.- Nalanda.
9. Harendra Chaudhari S/o Raghunandan Chaudhari, R/o- Sumka Amrura, P.S.- Chandi, Dist.- Nalanda.
10. Kamraj Parsad S/o Tikam Mahto, R/o- Madhopur Dih, P.S.- Madhopur, Dist.- Nalanda.
11. Jai Prakash Kumar S/o Krishnandan Prasad, R/o- Bairiganj, P.S.- Khapura, Dist.- Nalanda.
12. Anand Mohan S/o Tejnarayan Singh, R/o- Bhagwatpur, P.S.- Islampur, Dist.- Nalanda.
13. Mithilesh Kumar S/o Ramnandan Prasad, R/o- Bairiganj, P.S.- Khapura, Dist.- Nalanda.
14. Amrendra Kumar R/o- Madanpur Dhurgaon, P.S.- Ekanarsarai, Dist.- Nalanda.
15. Ram Kishore Kumar S/o Suresh Singh, R/o- Salalpur, P.S. Sinawan, Dist.- Nalanda.
16. Pushpendra Kumar S/o Srinkant Kumar, R/o- Bardih, P.S.- Islampur, Dist.- Nalanda.
17. Upendra Prasad S/o Bhawan Mahto, R/o- Maidi Khurd, P.S.- Maidi Khurd, Dist.- Nalanda.
18. Nitish Kumar S/o Karu Chaudhary, R/o- Mirzapur(Balabigha), P.S.- Telhara, Dist.- Nalanda.
19. Sulochna Kumari W/o Guddu Kumar, R/o- Adilpur P.S.- Fatuha, Dist.- Patna.
20. Vinod Kumar S/o Sarju Prasad, R/o- Rama Bigha, P.S.- Atma, Dist.-

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Nalanda.

21. Mahadev Chaudhary S/o Sidhu Chaudhary, R/o- Shari Falad, P.S.- Atma, Dist.- Nalanda.
22. Rakhi Kumari D/o Ajit Kumar, R/o- Barhauna, P.S.- Chandi, Dist.- Nalanda.
23. Shiv Shankar Paswan S/o Vindi Paswan, R/o- Uttra, P.S.- Chandi, Dist.- Nalanda.
24. Lalan Kumar S/o Ramanugrah Prasad, R/o- Medni Bigha, P.S.- Khojpura, Dist.- Nalanda.
25. Geeta Devi W/o Sachidanand Kishor, R/o- Shekhopur Sahdei Buzurg, P.S.- Desri, Dist.- Vaishali.
26. Sachidanand S/o Bishnu Deo Sah, R/o- Shekhopur, P.S.- Desri, Dist.- Vaishali.
27. Nimmi Singh W/o Abhimanyu Kumar, R/o- Rampur Kumharkol, P.S. Desri, Dist.- Vaishali.
28. Rajeev Kumar S/o Baleshwar Prasad, R/o- Harpur Gangaram Nilkanthpur, P.S.- Mahua, Dist.- Vaishali.
29. Anil Kumar S/o Shatrudhan Chaudhary, R/o- Karnauti, P.S.- Bhagwanpur, Dist.- Vaishali.
30. Narendra Kumar S/o Ramchandra Jha, R/o- Baligaon, P.S.- Patepur, Dist.- Vaishali.
31. Amod Kumar S/o Mahendra Thakur, R/o- Partaptard, P.S.- Bhagwanpur, Dist.- Vaishali.
32. Vikas Kumar S/o Vinod Kumar Ray, R/o- Enayatpur, P.S.- Sarai, Dist.- Vaishali.
33. Amod Kumar S/o Satishchandra, R/o- Enayatpur Parbodhi, P.S.- Sarai, Dist.- Vaishali.
34. Vikash Kumar S/o Umesh Singh, R/o- Rewabasantpur Bakhra, P.S.- Muzaffarpur, Dist.- Vaishali.
35. Chandan Kumar S/o Akhilesh Ray, R/o- Malpur Lohani Patti, P.S.- Patepur, Dist.- Vaishali.
36. Abhijeet Kumar S/o Rajan Mahto, R/o- Garaul, P.S.- Goraul, Dist- Vaishali.
37. Sudhir Paswan S/o Paltan Paswan, R/o- Partaptard, P.S.- Bhagwanpur, Dist.- Vaishali.
38. Sushil Kumar Thakur S/o Naval Kishor Kumar, R/o-Partaptard, Bhagwanpur, Dist.- Vaishali.
39. Dhruv Kumar Jha S/o Indradeo Jha, R/o- Bikrampur, P.S.- Desri, Dist.- Vaishali.
40. Chandan Kumar S/o Upendra Mahto, R/o- Vill. Basudeopur Chandel, P.S.- Mahnar Dist.- Vaishali.
41. Rohit Kumar S/o Durga Patel, R/o- Vill. Nayagaon @ Mohammadpur P.S.- Mahnar, Dist.- Vaishali.
42. Indrajeet Mahto S/o Upendra Mahto, R/o- Vill. Basudeopur chandel, P.S.- Mahnar, Dist.- Vaishali.

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... ... Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Public Health Engineering Department, Govt. of Bihar Visheshwaraiya Bhawan Baily Road Patna.
2. The Secretary, Public Health Engineering Department, Govt. of Bihar Visheshwaraiya Bhawan Baily Road Patna.
3. The Principal Secretary, Labour Resource Department, Govt. of Bihar, Niyojan Bhawan, Baily Road, Patna.
4. The Joint Secretary, Public Health Engineering Department, Govt. of Bihar Visheshwaraiya Bhawan Baily Road Patna.
5. The Engineer-in-Chief Cum Special Secretary, Public Health Engineering Department, Govt. of Bihar Visheshwaraiya Bhawan Baily Road Patna.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr.Ram Shankar Das, Adv.
For the Respondent/s : Mr.Arvind Ujjwal (SC11)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 29-10-2026 Heard Learned Counsel for the petitioners and Learned Counsel for the State.

2. Learned counsel for the petitioners submits that the present writ petition has been filed for regularizing the service of the petitioners as Pump Operators under the PHED on the ground that they were working since long under the scheme of the State Government Water Supply. Further prayer has been made to direct the respondent authorities to not handover the works of water supply scheme to contractors as contractors are not paying more than 3000/- per month, whereas as per Government Circular and provision, petitioners are entitled for

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minimum wages and to be entitled for receiving minimum Rs.9516/- for a month.

3. Learned counsel for the State has raised preliminary objection and submits that though counter-affidavit has been filed in this case in which work from the petitioners has been taken as daily wager, but since the year 2023 onwards, the petitioners are serving through contractors. In addition to that they have raised more fundamental objection that the relief of mandamus has been demanded, but there is no representation in the writ petition.

4. Considering this aspect of the matter, this Court without entering into merit or demerit of this case, hereby disposed off the present writ petition, granting liberty to the petitioners to file representation within 30 days from today along with a copy of this order before appropriate authority and the concerned authority shall take decision on the same by reasoned and speaking order within 90 days thereafter.

(Dr. Anshuman, J)

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