IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.2971 of 2024
In
Civil Writ Jurisdiction Case No.14823 of 2023

CNR No. BRHC010866962024

==========

Pushpa Kumari Wife of Gaurav Kumar, Resident of Village- Ward No. 25, Durga Mandir, New Chandmari, P.S.- Motihari, District- East Champaran.

... ... Petitioner/s

Versus

1. The State of Bihar, through Mr. Sri Siddhartha, the Principal Secretary, Department of Education Govt. of Bihar, Patna.
2. Mr. Mithilesh Kumar, the Director, Primary Education, Govt. of Bihar, Patna.
3. Mr. Saurabh Jaiswal, the District Magistrate, East Champaran, Motihari.
4. Mr. Sanjeev Kumar, the District Education Officer, East Champaran, Motihari.
5. Mr. Saheb Alam, the District Programme Officer, Establishment, East Champaran, Motihari.
6. Mr. Saurabh Kumar Yadav, the Executive Officer, Nagar Parishad, East Champaran, Motihari.
7. Mr. Saheb Alam (the In-charge), the Block Education Officer, Areraj, East Champaran, Motihari.

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Madhurendra Kumar, Advocate
For the Opposite Party/s : M/s Ravinder Kumar Sharma, SC 40
Amarjeet, AC to SC 40
Nitish Kumar
For the O.P. No. 6 : Mr. Surendra Prasad Singh, Advocate

==========

CORAM: HONOURABLE JUSTICE SMT. G. ANUPAMA CHAKRAVARTHY

ORAL JUDGMENT
Date : 28-10-2026

1. The present MJC has been filed for initiating proceedings for wilful and deliberate disobedience of the order dated 20.03.2024 passed by this Court in CWJC No. 14823 of 2023.

WEB COPY

2. The operative portion of the order passed by this Court in CWJC No. CWJC No. 14823 of 2023 reads as follows:-

> *4. Learned counsel for the petitioner submits that the case of the petitioner is duly covered by the judgment passed by a Co-ordinate Bench of this Court in Chandra Shekhar Azad & Ors v. The State of Bihar & Ors in CWJC No. 8963 of 2018 dated 11.05.2018.*
>
> *5. Learned counsel for the State submits that in terms of Chandra Shekhar Azad case, the petitioner may be directed to file a representation before District Programme Officer, Establishment, East Champaran, Motihari.*
>
> *6. Having heard learned counsel for the parties and taking into consideration the submissions, the writ petition is disposed with liberty to the petitioner to approach the Respondent No.5/The District Programme Officer, Establishment, East Champaran, Motihari by filing a representation within a period of three weeks, which shall be decided by Respondent No.5*

WEB COPY

within a period of ten weeks from the date of receipt of the representation.

7. If it is found that the case of the petitioner is covered by the Chandra Shekhar Azad, then similar benefits shall be granted to the petitioner.

8. With the aforesaid observation and direction, the petition stands dispose of.

3. A detailed show cause has been filed for the opposite parties. The contents of the show cause, particularly paragraph no. 5 disclose that "*in the light of the order dated 20.04.2024 passed in CWJC No. 14823/2023 by this Hon'ble Court the Opposite Party No. 05, District Programme Officer, East Champaran at Motihari issued a reasoned order bearing Memo No. 6161 dated 15.10.2024 by which the claim of the petitioner for grant of regular pay scale applicable to regular teachers has been rejected on the ground that the case of the petitioner is not similar to that of CWJC No. 8963 of 2018 Chandra Shekhar Azad and ors. Vs. The State of Bihar and others. Hence the case of the petitioner is not covered by the case of*

WEB COPY

Chandra Shekhar Azad so similar benefits cannot be granted to the petitioner."

4. In view of the aforesaid compliance of the order passed by this Court, the Learned counsel appearing for the opposite parties submits that the present contempt proceeding may be dropped.

5. Accordingly, the present contempt proceeding is hereby dropped.

6. Interlocutory Application(s), if any, shall also disposed of.

(G. Anupama Chakravarthy, J)

Spd/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.10.2026
Transmission Date	

WEB COPY