IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (S) No. 3526 of 2026

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1. Shobha Kumari, aged about 49 years, Wife of Kuldip Choudhri, Resident of Village -Gouria Karma, P.O -Gouria Karma, P.S - Barhi, District-Hazaribagh, Jharkhand.
2. Shailesh Kumar Mishra, aged about 45 years, Son of Sri Chhatradhari Mishra, Resident of Village -Nawada, P.O Bahimar, P.S-Katkamsandi, District-Hazaribagh, Jharkhand.
3. Anil Kumar Mishra, aged about 58 years, Son of Sri Dhashrath Mishra, Resident of Village -Nawada, P.O-Bahimar, P.S-Katkamsandi, District-Hazaribagh, Jharkhand.
4. Laxmee Narayan Singh, aged about 51 years, Son of Mohan Singh, Resident of Village -Chainpur, P.O -Peltoul, P.S Rajpuar, District-Chatra, Jharkhand.
5. Raghu Thakur, aged about 52 years, Son of Late Prayag Thkur, Resident of Village -Singhani, P.O-Korrah, P.S Muffasil (Hazaribagh), District-Hazaribagh, Jharkhand. .....**Petitioner(s)**

Versus

1. The State of Jharkhand, through the Secretary, Department of Education, Government of Jharkhand, Dhurwa, P.O. & P.S. Dhurwa, District- Ranchi, Jharkhand.
2. The Deputy Commissioner, Hazaribagh, P.O. & P.S. Hazaribagh, District - Hazaribagh, Jharkhand.
3. The Principal, Indra Gandhi Residential Girls School, Hazaribagh, P.O. & P.S. Hazaribagh, District - Hazaribagh, Jharkhand. .....**Respondent(s)**

CORAM: HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Petitioner(s) : Mr. Raj Kishore Sahu, Advocate
For the Respondent(s) : Mr. Priyadarshi, G.P.-VI

03/Dated:-28.10.2026

1. Heard learned counsel for the parties.

2. The instant writ application has been preferred by the petitioners praying therein for the following reliefs:

(a) For issuance or an appropriate writ, order or direction, particularly a writ in the nature of mandamus, commanding upon the respondents to grant promotion by way of financial upgradation/ benefits w.e.f. 2005, since the petitioners have completed more than ten years of service from the date of appointment/recommendation and to direct the concerned respondents to consider the case of the petitioners in light of the order dated 11.05.2023 passed by the Hon'ble Court in W.P.(S) No. 5132 of 2018 and order dated 01.05.2025 passed in W.P.(S) No. 2305 of 2025.

(b) For issuance of a further appropriate writ, order or direction, particularly aa writ in the nature of mandamus, commanding upon the respondents to grant seniority to the petitioners from the date of issuance of first appointment

letters issued by the respondent no. 2 as per the merit list prepared by the office of Deputy Commissioner, Hazaribagh and also as per the direction passed by this Hon'ble Court in W.P.(S) No. 2819 of 2006 vide order dated 01.08.2007, as juniors to the petitioners who have appointed in Class-IV post in the District Cadre have already been granted financial benefits/upgradation in the Hazaribagh District.

(c) For issuance of a further appropriate writ, order or direction, particularly a writ in the nature of mandamus, commanding upon the respondent that the petitioners are entitled for promotion by of financial upgradation after considering their appointment with effect from the year 2005.

(d) For issuance of a further appropriate writ, order of direction, particularly a writ in the nature of mandamus, commanding upon the respondents to take decision on representation of the petitioners to grant seniority as per merit list and as per the first appointment letter, the petitioners should be treated senior in comparison to those candidates who have been kept below in the merit list prepared by the respondents.

3. At the outset, learned counsel for the petitioners submits that the issue involved in this case has already been settled in the case of ***Devendra Kumar & Ors. Versus The State of Jharkhand & Ors. (W.P.(S) No. 5132 of 2018)***; wherein the Coordinate Bench of this Court has directed the concerned respondent to consider the case of the respective petitioners.

4. Relying upon the aforesaid order learned counsel fairly submits that the instant writ application may be disposed of by directing the concerned respondent to look into the matter with regard to the grievance raised by the petitioners and grant benefits as prayed for in the light of order referred to hereinabove.

5. Learned counsel for the respondents fairly submits that though counter affidavit has been filed, but if the petitioners so choose, they can approach the concerned respondent and the concerned respondents shall take a decision in accordance with law and the judgment referred to hereinabove and if the case of the petitioners would be same and similar, then certainly their grievance will be redressed.

6. Having regard to the aforesaid facts and circumstances

of the case and looking to the averments made in the writ application and also Annexure-5; the instant writ application, is hereby, disposed of by directing the 2nd respondent to treat this writ application as representation and take a decision in the matter with regard to the grievance raised by the petitioners in the light of order passed in the case of *Devendra Kumar & Ors. (Supra)*, after consulting and verifying the documents from other concerned offices where the petitioners have worked, and pass a reasoned and speaking order.

It goes without saying that, if the petitioners' case is same and similar with that of the petitioners in *Devendra Kumar & Ors. (supra)*, then necessary benefits would be extended to them. The entire exercise shall be completed within a period of 16 weeks from the date of receipt of copy of this order.

7. Learned counsel for the petitioner is also directed to serve copy of this writ application to the 2nd respondent for early disposal of their grievance.

8. Accordingly, the instant writ application stands disposed of. Pending I.A., if any, also stands closed.

(Deepak Roshan, J.)

OCTOBER 28, 2026
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03/11/2026