IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(S) No. 6810 of 2026

Kaneeja Khatoon, aged about 39 years, Wife of Md. Mustakim, Resident of Village-Borwa, P.O.-Sabanpur, P.S.-Narayanpur, Dist.-Jamtara.

.... Petitioner(s)

Versus

1. The State of Jharkhand
2. The Secretary, School Education and Literacy Department, Government of Jharkhand, office at Project Building, Dhurwa, P.O. and P.S. Dhurwa, District Ranchi.
3. The Director (Primary Education), School Education and Literacy Department, Government of Jharkhand, Office at Project Building, Dhurwa, P.O. and P.S. Dhurwa, District Ranchi.
4. The Deputy Commissioner-cum- President, Sarva Shiksha Abhiyan, Jamtara, P.O., P.S. & Dist.-Jamtara.
5. The District Education Officer, Jamtara, P.O., P.S. & Dist.-Jamtara.
6. The District Superintendent of Education-cum-Additional District Programme Officer, Jharkhand Shiksha Abhiyan, Jamtara, P.O, P.S. & Dist.-Jamtara.
7. The Block Education Extension Officer, Narayanpur, P.O., P.S. & Dist.-Jamtara.

.... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Petitioner(s) : Mr. Sanjay Prasad, Advocate
Mr. Rajiv Lochan, Advocate
For the Respondent(s) : Ms. Sunita Kumari, AC to Sr. SC-II

Order No.2 /Dated: 1st September 2026

Heard learned counsel for the parties.

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

> *"1. i. For quashing the order dated 25.06.2025 contained in Memo No. 730 dated 28.06.2025 Annexure-2 whereby and whereunder the respondent no. 7 has been directed to withhold the honorarium of the petitioner and not to engage the petitioner in educational work and her name is referred in the list of para teacher at sl. No. 7 relating to Upgraded Primary School, Keduadih, situated at Borwa Panchayat as she does not hold educational certificate from the recognize institution.*
>
> *ii. For direction upon the respondents to pay arrear of honorarium as well as current honorarium to the petitioner and also to reinstate the petitioner to her educational work as para-teacher.*
>
> *And/Or*

For issuance of any other appropriate Writ(s)/ order (a) / direction(s) as this Hon'ble Court may deem fit and proper under the facts and circumstances of this case."

3. Learned counsel for the petitioner submits that respondents have disengaged the petitioner from service and not paid the honorarium which is not sustainable in the eyes of law. Learned counsel for the petitioner relying upon the order passed in Civil Writ Jurisdiction Case No. 4455 of 2017 *(Swaraj Paswan v. The State of Bihar & Ors.)* by the Patna High Court and the order passed in W.P. (S) No. 3038 of 2022 *(Munni Yadav v. The State of Jharkhand & Ors.)* by this Court submits that the respondents may be directed to revisit with the impugned order.

4. Having regard to the aforesaid, without going into merits of the case, the instant writ application is hereby disposed of by directing the petitioner to file a fresh representation along with all relevant documents as well as the judgments relied upon by him before the respondent no.6.

The moment the respondent no.6 receives such representation he shall take a decision in the matter in accordance with law and applicable rules and regulations as also in the light of the aforesaid judgments within a period of 8 weeks from the date of receipt of such representation.

5. It goes without saying that while passing the order pursuant to the fresh representation the concerned respondent shall not be prejudiced by the impugned order and shall pass the order strictly in accordance with applicable rules and regulations.

6. Accordingly, the instant writ application stands disposed of.

(Deepak Roshan, J.)

1st September 2026
Amit

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