

बिहार सरकार
शिक्षा विभाग
::आदेश::

पटना, दिनांक

संचिका संख्या-07/मु0-02-04/2026-...../ माननीय उच्च न्यायालय, पटना द्वारा सी0डब्ल्यू0जे0सी0 सं0-7704/2025 राजीव रंजन एवं अन्य बनाम बिहार राज्य एवं अन्य में दिनांक-02.09.2025 को पारित न्यायादेश के अनुपालन में यह आदेश निर्गत किया जा रहा है।

2. सी0डब्ल्यू0जे0सी0 सं0-7704/2025 में माननीय उच्च न्यायालय, पटना द्वारा दिनांक-02.09.2025 को पारित आदेश की कार्यकारी अंश निम्नवत् है:-

“...Having considered the submissions set forth and taking note of the settled position giving quietus to the issue with regard to payment of grade pay of trained teachers with effect from the date of completion of their training, this Court thinks it apt and proper to dispose off the writ petition with a direction to the respondent no. 2, the Director, Primary Education, Education Department, Government of Bihar, Patna to consider the representation of the petitioners and disposed off in the light of the decisions referred hereinabove, preferably within a period of 8 weeks’ from the date of receipt/production of a copy of the representation filed by the petitioners, which exercise must be completed within a period of 2 weeks....”

3 उक्त पारित न्यायादेश के अनुपालन में वादी को अपना पक्ष रखने का अवसर देते हुए दिनांक-23.02.2025 को अधोहस्ताक्षरी के कार्यालय कक्ष में सुनवाई निर्धारित की गयी। निर्धारित सुनवाई में याचिकाकर्ताओं द्वारा अपना पक्ष प्रस्तुत किया गया।

4. याचिकाकर्ताओं का कथन है कि हमलोगों के द्वारा विभिन्न शैक्षणिक सत्र यथा 2014-2016, 2015-2016 एवं 2016-2018 में प्रशिक्षण पूर्ण किया गया तथा अक्टूबर 2018 में Final Semester की परीक्षा का आयोजन किया गया एवं दिनांक 19.01.2019 को दो वर्षीय सेवाकालीन शिक्षक प्रशिक्षण पाठ्यक्रम का परीक्षाफल प्रकाशित किया गया। तत्पश्चात वादीगणों को प्रशिक्षित वेतनमान का लाभ परीक्षाफल प्रकाशन की तिथि से दिया जा रहा है। साथ ही याचिकाकर्ताओं के द्वारा प्रशिक्षण पूर्ण करने की तिथि से ग्रेड पे निर्धारण करते हुए संपूर्ण वित्तीय लाभ तथा अंतर-वेतन का बकाया राशि भुगतान करने का आदेश निर्गत करने का अनुरोध किया गया है।

5. उक्त वाद से संबंधित वादीगणों का नियोजन बिहार पंचायत प्रारंभिक शिक्षक (नियोजन एवं सेवाशर्त) नियमावली, 2012 के तहत अप्रशिक्षित शिक्षक के पद पर संबंधित नियोजन इकाई द्वारा किया गया है एवं याचिकाकर्ताओं को सेवाकालीन प्रशिक्षण की सुविधा विभाग द्वारा उपलब्ध कराया गया। निदेशक, राज्य शिक्षा शोध एवं प्रशिक्षण परिषद्, पटना के पत्रांक 323 दिनांक 06.03.2020 द्वारा यह अवगत कराया गया है कि शैक्षणिक सत्र 2013-15 के साथ-साथ शैक्षणिक पत्र 2016-18 एवं 2017-18 के अप्रशिक्षित शिक्षकों को D.El.Ed. (दूरस्थ शिक्षा) की प्रशिक्षण पूर्णता की तिथि दिनांक-31.03.2019 है।

6. बिहार पंचायत प्रारंभिक शिक्षक (नियोजन एवं सेवाशर्त), नियमावली, 2012 के अनुसार प्रशिक्षित एवं अप्रशिक्षित शिक्षकों का वेतनमान अलग-अलग निर्धारित है। उक्त नियमावली में अंकित है कि सफलता पूर्वक प्रशिक्षण पूर्ण करने वाले शिक्षकों को परीक्षाफल प्रकाशन की तिथि से प्रशिक्षित शिक्षक का नियत वेतन देय होगा।

7. यह भी अंकनीय है कि उक्त वाद CWJC No.-16165/2019 किशोर कुमार एवं अन्य बनाम राज्य सरकार एवं अन्य के समरूप है। जिसमें माननीय उच्च न्यायालय, पटना द्वारा दिनांक-09.08.2019 को पारित आदेश के अनुपालन में विभागीय आदेश ज्ञापांक-547 दिनांक-22.06.2020 निर्गत है। उक्त आदेश में माननीय उच्च न्यायालय, पटना द्वारा एक अन्य वाद सी०डब्लू०जे०सी०सं०-7938/2020 मनोज कुमार एवं अन्य बनाम राज्य सरकार एवं अन्य में विभागीय आदेश ज्ञापांक-547 दिनांक-22.06.2020 को निरस्त करते हुए वादी को प्रशिक्षणचर्या पूर्ण करने की तिथि से प्रशिक्षित शिक्षक का वेतनमान एवं वित्तीय लाभ देने का आदेश दिया गया है।

8. विदित हो कि विभागीय आदेश ज्ञापांक-547 दिनांक-22.06.2020 याचिका सं०-16165/2019 किशोर कुमार एवं अन्य बनाम राज्य सरकार एवं अन्य में दिनांक-09.08.2019 को माननीय उच्च न्यायालय द्वारा पारित न्यायादेश के आलोक में निर्गत है। साथ ही अंकित है कि माननीय न्यायालय के उक्त आदेश के अनुपालन में सत्र 2013-15 में नामांकित अप्रशिक्षित शिक्षक जिनका प्रशिक्षणचर्या 2017 में पूर्ण हो गया और मार्च 2019 में प्रकाशित परीक्षाफल उत्तीर्ण हुए को प्रशिक्षणचर्या पूर्ण करने की तिथि से प्रशिक्षित शिक्षक को वेतनमान वैचारिकरूप से स्वीकृत करते हुए वित्तीय लाभ परीक्षाफल प्रकाशन की तिथि से दिया जाना है।

9. विभागीय आदेश ज्ञापांक-547 दिनांक-22.06.2020 के विरुद्ध अन्य शिक्षकों के द्वारा माननीय न्यायालय में याचिका सं०-7938/2020 मनोज कुमार एवं अन्य दायर किया गया। जिसमें माननीय न्यायालय द्वारा दिनांक-01.02.2021 को पारित न्यायादेश में उक्त विभागीय

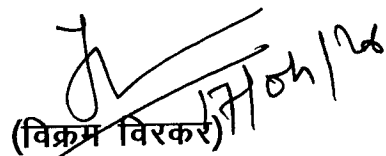
आदेश ज्ञापांक को निरस्त कर दिया गया है। साथ ही निदेश दिया गया कि दो वर्षीय सेवाकालीन प्रशिक्षण पूर्ण करने की तिथि से प्रशिक्षित शिक्षक का वेतनमान दिया जाय।

10. उक्त न्यायादेश के विरुद्ध राज्य सरकार एवं अन्य के द्वारा एल0पी0ए0 सं0-456/2021 दायर किया गया। उक्त दायर एल0पी0ए0 को माननीय न्यायालय द्वारा दिनांक-03.04.2025 को खारिज कर दिया गया। पुनः विभाग द्वारा खारिज आदेश के विरुद्ध माननीय सर्वोच्च न्यायालय में एस0एल0पी0 (सी) डायरी सं0-66035/2025 दायर किया गया। उक्त एस0एल0पी0 को माननीय सर्वोच्च न्यायालय द्वारा दिनांक-15.01.2026 को खारिज कर दिया गया। माननीय सर्वोच्च न्यायालय द्वारा दिनांक-15.01.2026 को पारित न्यायादेश का कार्यकारी अंश निम्न हैं :-

“Delay condoned. Despite vehement submissions made by the learned counsel appearing for the petitioners, we are not inclined to interfere with the impugned order passed by the High Court. Accordingly, the Special Leave Petition is dismissed. Pending application(s), if any, shall stand closed.”

उपर्युक्त तथ्यों के आलोक में जिला शिक्षा पदाधिकारी, बांका को निदेश दिया जाता है कि याचिकाकर्तागण की सेवापुस्तिका तथा प्रमाणपत्रों की जाँच करेंगे। यदि स्थानीय निकाय शिक्षक अंतर्गत उनकी नियुक्ति तिथि 31.03.2015 के पूर्व की है तथा उन्होंने प्रथम प्रयास में प्रशिक्षण परीक्षा उत्तीर्ण किया है तो उन्हें प्रशिक्षणचर्या पूर्णता की तिथि से प्रशिक्षित शिक्षक के वेतनमान का वित्तीय लाभ देते हुए अंतर वेतन का भुगतान सुनिश्चित करेंगे। साथ ही इससे इत्तर यदि कोई मामला हो तो उसे अधोहस्ताक्षरी के संज्ञान में लाकर ही उस पर निर्णय लिया जाय।

अतएव उक्त अभिमत के साथ इस मामले को निस्तारित किया जाता है।


(विक्रम विरकर)

निदेशक, प्राथमिक शिक्षा।

ज्ञापांक-07/मु0-02-4/2026.....1365 पटना, दिनांक ...20-04-2026

प्रतिलिपि:-1. Rajeev Ranjan, S/o Mahesh Prasad Sharma, R/o Village P.O. Maheshadih, P.S. Banka, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Kajhiya, Block Banka, District - Banka.

2. Avdhas Kumar Mandal, S/o Krishnadev Mandal, R/o Village - Dubouni, P.O. - Rajpur, P.S. Amarpur, District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Faga, Block - Bausi, District - Banka.

3. Arti Prabha, D/o Ran Vijay Kumar Singh, W/o Awinash Kumar, R/o Village Milk P.O. Gangata More, P.S. Haweli Khadagpur, District Munger, at present working as Block Teacher at Government Upgraded Middle School, Faga, Block Bausi, District - Banka.
4. Satya Ranjan Das, S/o Dhaneshwar Das, R/o Village Pasiya, P.O.Sangrampur,, P.S. - Belhar, District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Pasiya, Block - Belhar, District - Banka.
5. Neelam Bharti, D/o Narayan Hariom, W/o Ram Narayan Bhaskar, R/o Village - Khaddi, P.O. - Vijayhat, P.S. - Barahat, District - Banka, at present working as Block Teacher at Government Middle School, Bhorsar, Block Katoriya, District Banka.
6. Md. Shahanwaz Alam, S/o Md. Salamat Husain, R/o Village - Bidaydih, P.O. and P.S. and 3 District - Banka, at present working as Block Teacher at Government Rajkiya Buniyadi School, Chilkavar, Block -Rajoun, District -Banka.
7. Nishant Kumar, S/o Mahendra Prasad Sinha, Male, aged about 35 years, R/o Village Babu Tola Amarpur Road, Banka, P.O. and P.S. District - Banka, at present working as Block Teacher at Government Middle School, Bhiya, Block Fullidumar, District - Banka.
8. Murari Kumar, S/o Raj Kumar Mandal, R/o At Krishna Bazar, P.O and P.S Havali, Kharagpur, District Munger, at present working as Panchayat Teacher at Government Newly Created Primary School, Koyalijor, Block - Belhar, District - Banka.
9. Suraj Kumar, S/o Kalyug Mandal, R/o Village Karanpur, P.O. and P.S.Shambhuganj, District Banka, at present working as Block Teacher at Government Middle School, Beldiha, Block Belhar, District - Banka.
10. Neha Kumari, D/o Ajay Kumar Verma, R/o Village Hirambi, P.O. Hirambi P.S. Dhoraiya, District Banka, at present working as Panchayat Teacher at Government Primary School, Jagay Block Banka, District - Banka.
11. Sneh Priyadarshi, S/o Amrendra Prabhakar, R/o Village and P.O Pathra, P.S.Barahat. District Banka, at present working as Block Teacher at Government Upgraded Middle School Narathari, Block - Fullidumar, District Banka.
12. Jaya Mishra, D/o Pramod Kumar Mishra, W/o Niraj Kumar Jha, R/o Village- Babu Tola Banka, P.O. P.S. Banka, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Rajpur, Block Amarpur, District Banka.
13. Murli Manohar Prasad, S/o Kuldip Narayan Pndit, R/o Village - Dasua, P.O- Khesar, P.S. Belhar, District Banka, at present working as Block Teacher at Government Middle School, Samta, Block Fullidumar, District - Banka.
14. Shiv Kumar Choudhary, S/o Amrendra Prasad Choudhary, R/o Village Jagatpur, P.O. and P.S. and District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Bora, Block Chandan, District - Banka.
15. Praveen Singh, S/o Nageshwar Prasad Singh, R/o Village Muradpur, P.O.Bamdeo, P.S. Rajoun, District Banka, at present working as Block Teacher at Rajkiya Middle School, Chandadih, Block Dhoraiya, District Banka.
16. Aman Kumar, S/o Bipin Bihari Choudhary, R/o Village and P.O. Rajoun, P.S. Rajoun, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Durgapur, Block -Bausi, District -Banka.
17. Uday Kumar, S/o Kapildeo Rajak, R/o At Sachidanand Nagar, Hawaii Adda, Jagdishpur, P.O and P.S-Tilkamanjhi, District - Bhagalpur, at present working as Block Teacher at Government Upgraded Middle School, Durgapur, Block- Bausi, District - Banka.

18. Pankaj Kumar, S/o Bhuvneshwar Yadav, R/o Village - Mahadeva, P.O. and P.S. Variyarpur, District Munger, at present working as Block Teacher at Government Upgraded Middle School Jhalar, Block Bausi, District - Banka.

19. Lalchand Yadav, S/o Bhola Prasad Yadav, R/o Village and P.O. Bhurbhuri, P.S. Bausi, District - Banka, at present working as Panchayat Teacher at Government Primary School, Dhovarna, Block - Bausi, District - Banka.

20. Sandeep Kumar Gupta, S/o Binod Prasad Sah, R/o Village Jaipur, P.O. and P.S.- Jajpur, District- Banka, at present working as Panchayat Teacher at Government Newly Created Primary School, Udalkhut, Block- Katoria, District- Banka.

21. Mukesh Kumar Singh, S/o Dwijendra Prasad Singh, R/o Village Pithdauri, P.O. and P.S. Sultanganj, District Bhagalpur, at present working as Block Teacher at Government Upgraded Middle School, Pachrukhi, Block Belhar, District Banka.

22. Amit Kumar, S/o Late Awdhesh Kumar Singh R/o Village - Kokra Khas, P.O.- Belbadda, P.S. Balbada, District Godda, at present working as Block Teacher at Government Upgraded Middle School, Kalothar, Block Katoriya, District Banka.

23. Praween Kumar Jha, S/o Chiranjibi Prasad Jha, R/o Village Babu Tola, Banka, Ward No 15, Behind Cooperative Bank, Near Dr. C.S. Das, P.S. Banka, District Banka, at present working as Panchayat Teacher at Government Primary School, Vishwakarma Dhouri, Block - Belhar, District- Banka.

24. Pravin Kumar, S/o Arvind Kumar Yadav, R/o Village Bishouni, P.O. - Gangapur, P.S. Sultanganj, District Bhagalpur, at present working as Panchayat Teacher at Government Primary School, Vishwakarma Dhouri, Block Belhar, District Banka.

25. Amresh Kumar, S/o Chandeshwari Yadav, R/o Village- Bhandar, P.O.-Khapra, P.S.- Tetiya Bambar, District- Munger, at present working as Panchayat Teacher at Government Primary School Vishwakarma Dhouri, Block- Behar, District- Banka.

26. Sangita Kumari, D/o Anil Pandit, W/o Raj Kumar, R/o Village Bara, P.O. -Belhar, P.S. Belhar, District Banka, at present working as Block Teacher at Government Middle School, Sahebganj, Block Belhar, District - Banka.

27. Sanjeev Kumar, S/o Ram Bilash Yadav, R/o Village Banbariya, P.O. Shyam Bazar, P.S. - Bausi, District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Sarauni, Block - Bausi, District -Banka.

28. Ratnakar Kumar Dinkar, S/o Shyam Kishore Mishra, R/o Village – Delatoli Kokar, P.O. Bariatu, P.S. Sadar Ranchi, District present working as Ranchi, at Block Teacher at Government Upgraded Middle School, Budhighat, Katoria, Block- District Banka.

29. Rajnish Kumar, S/o Makeswar Mandal, R/o Village- Balarpur, P.O.-Kunouni, P.S. and District- Banka, at present working as Block Teacher at Government Upgraded Middle School Gorha, Block- Katoriya, District- Banka.

30. Prabhakar Kumar, S/o Umakant Mandal, R/o Village P.O. Barahouna, P.S. -Barahat, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Baidachak, Block Barahat, District Banka.

31. Sumit Kumar, S/o Balbhadra Kanti, R/o Village - Saijpur, P.O. – Samukhiya More, P.S. and District Banka, at present working as Panchayat Teacher at Government Newly Created Primary School, Balarpur, Pasi Tola, Block -Banka, District - Banka.

32. Soni Kumari, D/o Panchanan Thakur, R/o At 121 Main Road, Dr. Sarkar Ki Gali Mai, Rajendra Nagar, P.O and P.S Godda, District - Jharkhand, at present working as Block Teacher at Government Upgraded Middle School, Aurawari, Block Barahat, District Banka.

33. Ranju Yadav, D/o Chandra Moleshwar Yadav, R/o Village Butaruadih, P.O. and P.S. Mohanpur, Chakarmain, District Deoghar, at present working as Panchayat Teacher at Government Primary School Mohani, Block Barahat, District - Banka.

34. Governdhan Pandit, S/o Dashrath Pandit, R/o Village and P.O.- Tengra, P.S. Belhar, District- Banka, at present working as Panchayat Teahcer at Government Newly Created Primary School Tetaria, Block- Fullidumar, District- Banka.

35. Moni Kumari, D/o Subodh Bhagat, W/o Mrinal Chandan, R/o Village and P.O. and P.S. Belhar, District - Banka, at present working as Panchayat Teacher at Government Primary School, Mathura, Block-Belhar, District -Banka.

36. Amit Kumar Anshu, S/o Vivekanand Yadav, Re/o Village- Dakra Satkhajuriya, P.O.- Herudiyara, P.S.- Nayaramnagar, District- Munger, at present working as Panchayat Teacher at Government Primary School, Khasadhola, Block- Fullidumar, District- Banka.

37. Balmiki Kumar, S/o Atbari Tanti, R/o Village- Nayachhawani, P.O. and P.S.- Bariarpur, District- Munger, at present working as Block Teacher at Government Upgraded Middle School, Jhajha, Block- Fullidumar, District-Banka.

38. Vishwajeet Kumar Azad, S/o Umesh Prasad Yadav, R/o Village P.O. P.S. Fullidumar, District Banka, at present working as Panchayat Teacher at Government Newly Created Primary School, Dhodri, Block Fullidumar, District - Banka.

39. Abinash Kumar, S/o Maheshwari Pandit, R/o Village Khajuri, P.O. Teliya Naugay, P.S. Fullidumar, District Banka, at present working as PanchayatTeacher at Government Primary School, Itwa, Block Fullidumar, District -Banka.

40. Rani Indira, D/o Pandit Jayanti, W/o Ravindra Kumar Pandit, R/o Village -Tola Nimiya, P.O. Nimiya P.S. Belhar, District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Navi Bandh,Block Belhar, District Banka.

41. Ravi Shekhar Azad, S/o Maheshnand Tiwari, R/o Village and P.O. and P.S. Belhar, District Banka, at present working as Block Teacher at Amarpur, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Karanpur, Block - Sambhuganj, District - Banka.

42. Sujita Roy, D/o Om Prakash Yadav, W/o Harihar Prasad Yadav, R/o Village-Nardah, P.O.- Kamdeodih, P.S.- Katoriya, District- Banka, at present working as Panchayat Teacher at Government Newly Created Primary School, Nilkothi, Block- Chandan, District- Banka.

43. Shiwsharan Kumar, S/o Jaldhar Yadav, R/o Village- Bhitthi, P.O.- Pararia,P.S.- Shambhuganj, District- Banka, at present working as Block Teacher at Government Middle school, sevagram Mohanpur, Block- Shambhuganj,District- Banka.

44. Ganesh Kumar, S/o Teknarayan Yadav, R/o Village- Nawapahri, P.O.-Baliyamahara, P.S. and District- Banka, at present working as Panchayat Teacher at Government Newly Created Primary School, Mathura, Block- Chandan, District- Banka.

45. Bijay Kumar, S/o Upendra Yadav, R/o Village- Bhimsen, P.O.- Mokduma, P.S.- Amarpur, District- Banka, at present working as Block Teacher atGovernment Upgraded Middle School, Karanpur, Block- Sambhuganj, District- Banka.

46. Nitesh Kumar, S/o Anil Kumar Singh, R/o Village and P.O. Pakariya, P.S. Sambhuganj, District Banka, at present working as Panchayat Teacher atGovernment Primary School, Etwa, Block Sambhuganj, District Banka.

47. Hena Praveen, D/o Md. Imamuddin, W/o Md. Mashkoor Alam, R/o Village Aliganj Salik Road Banka, P.O. Banka, P.S. Banka, District Banka, at present working as Block Teacher at Government Upgraded Middle School, Jhirwa, Block Banka, District - Banka.

48. Md. Mashkoo Alam, S/o Mohammad Serajuddin, R/o Village Tetaria, P.O. Rahmandih, P.S. Dhoraiya, District - Banka, at present working as Block Teacher at Government Upgraded Middle School, Chutiya, Block - Banka, District - Banka.

49. Visheshwar Kumar, S/o Sundar Singh, R/o Village Bajnathpur, P.O. and P.S. and District Banka, at present working as Panchayat Teacher at Government Newly Created Primary School Bholkibandh, Block Banka, District Banka.

50. Chandan Bharati, S/o Tapeswasr Modi, R/o Village Rajawara, P.O - Katoria P.S. Katoriya, District Banka, at present working as Panchayat Teacher at Government Primary School, Kataun, Block Chandan, District -Banka. को सूचनार्थ प्रेषित।

२. जिला शिक्षा पदाधिकारी/जिला कार्यक्रम पदाधिकारी (स्थापना), बांका को सूचनार्थ एवं आवश्यक कार्यार्थ प्रेषित।

निदेशक, प्राथमिक शिक्षा।

ज्ञापांक-07/मु0-02-4/2026.....1365 पटना, दिनांक ...२०-०४-२०२६

प्रतिलिपि:- आई०टी० मैनेजर, शिक्षा विभाग को विभागीय वेबसाईट पर अपलोड करने हेतु सूचनार्थ एवं आवश्यक कार्यार्थ प्रेषित।

निदेशक, प्राथमिक शिक्षा।