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20.05.14

In The High Court of Judicature at Patna  
(Civil Writ Jurisdictional Cases)

C.W.J.C. No. OF 2014

Ratikant Prasad Azad & Ors. .... PETITIONERS  
VERSUS  
The State of Bihar & Ors. .... RESPONDENTS

Subject:- Removal/Dismissal/Termination from service/non-gazette

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In The High Court of Judicature at Patna  
(Civil Writ Jurisdiction Cases)

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Ratikant Prasad Azad & Ors. ....PETITIONERS  
VERSUS

The State of Bihar & Ors. ....RESPONDENTS

SYNOPSIS OF THE CASE

The petitioners are Panchayat Rozgar Sewaks under DRDA. They were duly appointed on the said post after following constitutional scheme i.e. after advertisement and selection. They continued on the said post for about 7 years although the initial contract of service was only for two years. They are still working on the said post and duly discharging their official duties to the satisfaction of their superior authorities. Recently, by impugned letter of respondent No.2 to the effect 12,500 mandays are not completed under MNREGA scheme by 31.3.2014 then the contract of panchayat rozgar sewak will not be renewed. Similar matter has already been decided holding that these conditions are not the terms and conditions of employment of such persons. In spite of that this impugned letter was issued which is mala fide. Recently just before summer vacation this Hon'ble Court has granted interim relief of status quo to some of the panchayat rozgar sewaks of different panchayats who moved before this Hon'ble Court. The case of the petitioners is similar and the same impugned letter is under challenge which was challenged in other writ petitions. Hence, the petitioners are moving before

the Hon'ble Court in writ petition for quashing the impugned letter of respondent No.2.

### **LIST OF DATES AND EVENTS**

- Annexure-2 True copy of advertisement No.1780/2006 of 06.12.2006  
Rural Development Department, Government of  
Bihar, Patna.
- Annexure-4 True copy of order passed in CWJC 05.07.2012  
No.8681/2012.
- Annexure-3 True copy of the extract of Mahatama Gandhi  
National Rural Employment Guarantee Act  
(MNREGA) (Operational Guidelines) wherein  
the registration and employment eligibility and  
works and their execution.
- Annexure-1 True copy of Memo No.177283 of the Principal 13.02.2014  
Secretary, Rural Development Department,  
Government of Bihar, Patna.
- Annexure-5 True copy of order passed in CWJC 15.05.2014  
No.7338/2014.
- Annexure-5 True copy of order passed in CWJC 16.05.2014  
No.6491/2014.

Filed through:-  
Binod Kumar Singh  
AOR No.04984  
29/05/2014

In The High Court of Judicature at Patna  
(Civil Writ Jurisdictional Cases)

C.W.J.C. No. OF 2014

In the matter of a writ  
petition under Article 226  
of the Constitution of India;

AND

In the matter of;

1. Ratikant Prasad Azad, S/O Ishwar Chand Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Marwa Pakar, P.O.-Chobe Amwara, P.S. & Block-Saraiya, District-Muzaffarpur,
2. Anmol Kumar Singh, S/O Sachidanand Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Karhiya South, P.O.-Khariya, P.S. & Block-Bariyarpur, District-Munger, permanent resident of

- village-Garo Bigha, P.O.-Dhanwa, P.S.-  
Narhat, District-Nawada (Bihar),
3. Rajeev Ranjan, S/O Chandra Shekhar Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pariya, P.O., P.S. & Block-Bariyarpur, District-Munger, permanent resident of village-Bochahi, P.O.-Kalarampur, P.S.-Muffasil, District-Munger;
  4. Rajnish Kumar, S/O Nand Kishore Mehta, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Amaua, P.O.-Amaua, P.S. & Block-Asarganj, District-Munger, permanent resident of village-Bariyarpur Basti, P.O.&P.S.-Bariyarpur, District-Munger,
  5. Ranjit Kumar, S/O Subhash Chandra, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Tetiya, P.O., P.S. & Block-Tetiya Bamber, District-Munger, permanent resident of village-Ram Biharipur, P.O.&P.S.-Haveli Kharagpur, District-Munger,

6. Praveen Kumar Singh, S/O Ram Niranjana Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Bhona, P.O.-Lagma, P.S. & Block-Tetiya Bamber, District-Munger, permanent resident of village-Parsa, P.O.-Bhaur, P.S.-Khaira, District-Jamui,
7. Bipin Kumar, S/O Parmanand Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rehmatpur Asarganj P.O., P.S. & Block-Asarganj, District-Munger, permanent resident of village-Ahra, P.O.-Patam, P.S.-Naya Ramnagar, District-Munger,
8. Niranjana Kumar, S/O Anup Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj- P.O., P.S., Block-Jamalpur, District-Munger, permanent resident of village-Hemjapur, P.O.-Bhivkund, P.S.Dharhara, District-Munger,
9. Lallan Kumar Singh, S/O Krishna Singh, posted as Panchayat Rozgar Sewak in

Gram Panchayat Raj-Makwa, P.O.-Makwa,  
P.S. & Block-Asarganj, District-Munger,  
permanent resident of village & P.O.-  
Bhadaura, P.S.-Haveli kharakpur,  
District-Munger,

10. Sunil Kumar Mishra, S/O Late Mogal  
Goswami, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj- P.O.,  
P.S., Block-Tarapur, District-Munger,  
permanent resident of village-Situhar,  
P.O.-Hakharakpur, P.S.- District-  
Munger-811213,

11. Binod Kumar Choudhary, S/O late Mahavir  
Choudhary, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Bangalwa,  
Block-Dharaiha, District-Munger,  
permanent resident of village-Salempur  
Sutur Khana, P.O.-Baank, P.S. District-  
Munger-811201,

12. Md.Nishat Alam, S/O Md. Mustaque,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Bahira & Naki  
Block-H.Kharagpur, District-Munger,

permanent resident of Mohalla-Nadipar,  
P.O.-Ghazipur, P.S.-Tarapur, District-  
Munger,

13. Rajeev Kumar Ranjan, S/O Gajadhar Thakur, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Ramankabad East and Manjhyan, Block-Haweli Kharagpur, District-Munger, permanent resident of village-Shahpur, P.O.&P.S.-Harpur, District-Munger,
14. Umesh Kumar, S/O Musharu Prasad Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj- P.O., P.S., Block-, District-, permanent resident of village-Sindhiya (Musaheb Tola), P.O.-Sindhiya, P.S., District-Munger-811201,
15. Binod Harandi, S/O late Manjhla Harandi, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kesholi, P.O.-Gauravdih, P.S.-Sangrampur, Block-Tetia Bamber, District-Munger, permanent resident of village-Chhotki



- Hathsya, P.O. & P.S.-H.Kharagpur,  
District-Munger,
16. Pawan Kumar Rana, S/O Shrawan Kumar  
Rana, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Beladih, Block-  
Tarapur, District-Munger, permanent  
resident of village-Bari Madhuwan,  
P.O.-Prasando, P.S.-H.Kharagpur,  
District-Munger,
17. Ajay Kumar Yadav, S/O Gulab Yadav,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Dariyapur-2 and  
Gobadda, Block-H.Kharagpur, District-  
Munger, permanent resident of village-  
Champachak, P.O.-Tetia Bamber, P.S.-  
Tetia Bamber-via-H.Kharagpur, District-  
Munger,
18. Manoj Kumar Ranjan, S/O Ramji Prasad  
Singh, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj- P.O., P.S.,  
Block-, District-, permanent resident  
of village-Lakshtipur, P.O.-Lohchi,  
P.S.-H.Kharagpur, District-Munger,

19. Kamlesh Pathak, S/O Upendra Pathak, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kushmar, P.O., P.S. & Block-Sangrampur, District-Munger, permanent resident of village-New Colony Bhaluahi Kharkhura, P.O.-R.S.Gaya, P.S.-Delha, District-Gaya,
20. Sunil Kumar, S/O Lakhan Prasad Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj- P.O., P.S., Block-Darhara, District-Munger, permanent resident of village & P.O.-Nawagarhi, P.S., District-Munger-811211,
21. Niranjana Jyoti, S/O late Ram Kishun Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj- P.O., P.S., Block-Darhara, District-Munger, permanent resident of village-Subhasnagar, P.S., P.O.&District-Munger-811201,
22. Arvind Kumar, S/O Mukutdhari Mandal, posted as Panchayat Rozgar Sewak in

- village-Fida Chak, P.O.-Lohchi, P.S.-  
Haveli Kharagpur, District-Munger,
26. Sanjit Kumar, S/O Shambhu Saran Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Rathjtha, Block-  
H.Kharagpur, District-Munger, permanent  
resident of village & P.O.-Bhadsenit-  
via-Tungi, District-Nawada-805129,
27. Upendra Kumar, S/O Sehdeo Yadav, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj- P.O., P.S., Block-  
Sadar Munger, District-, permanent  
resident of village-Ganeshchak, P.O.-  
Kutwa, P.S.-Mohanpur, District-Gaya-  
824231,
28. Ranjit Kumar Jha, S/O Binodanand Jha,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj- P.O., P.S.,  
Block-, District- permanent resident of  
village-Basauni, P.O.-Darhara, P.S.  
District-Lakhisarai-811212,
29. Sonam Kumar Paswan, S/O Sukhdeo Paswan,  
posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-Patam East, P.O.-  
Patam East, P.S.-Nayaram Nagar, Block-  
Jamalpur; District-Munger, permanent  
resident of village-Bariyarpur (Basti),  
P.O.-Bariyarpur, P.S.-Bariyarpur,  
District-Munger,
30. Kamlesh Kumar, S/O Kameshwar Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Hindrukh East,  
P.O.-Hindrukh East, P.S. & Block-  
Jamalpur, District-Munger, permanent  
resident of village-Soniyawa Niwas,  
Suraj Deo Nagar, Manpur, District-Gaya-  
823003,
31. Kailash Kumar, S/O late Garbhu Prasad  
Sah, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Amari, District-  
Munger, permanent resident of village-  
Ahra, P.O.-Palam, P.S.-Nayaram Nagar,  
District-Munger-811214,
32. Arun Kumar Pandit, S/O Mohan Pandit,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Katiyari, P.O.-

- Katiyari, P.S. & Block-Sangrampur,  
District-Munger, permanent resident of  
village-Bambar, P.O. & P.S.-Tetia  
Bamber, District-Munger,
33. Laleswar Rajak, S/O Kulanand Rajak,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Rampur, P.O.-Rampur,  
P.S. & Block-Sangrampur, District-  
Munger, permanent resident of village &  
P.O.-Padhwara, P.S.-Tarapur, District-  
Munger,
34. Randhir Kumar, S/O late Jwahaar Paswan,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Durgapur, P.O.-  
Naogao, P.S. & Block-Sangrampur,  
District-Munger, permanent resident of  
village-Chamangarh, P.O.-Kalarampur,  
District-Munger-811211,
35. Godh Kumar, S/O Babulal Rajak, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Balia, P.O.-Kamargama,  
P.S. & Block-Sangrampur, District-  
Munger, permanent resident of village-

Nath Nagar, Goldar Patti, Sahdeo Bhagat Lane, P.O.-Nathnagar, District-Bhagalpur,

36. Vijay Kumar Tanti, S/O Mittann Tanti, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Ganaili, Block-Tarapur, District-Munger, permanent resident of village-Bikrampur, P.O.-Asarganj, District-Munger-813201,
37. Vikash Kumar, S/O Kishori Kamti, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Vadhaunia, P.O.-Vadhaunia, P.S. & Block-Sangrampur, District-Munger, permanent resident of village-Itdahri, P.O.-Chandadih, P.S.-Dhauraiya, District-Banka,
38. Alok Kumar Sinha, S/O Mahendra Prasad Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Murod, Block-H.Kharagpur, District-Munger, permanent resident of village-Gadhpur, Nardiganj road, P.O., P.S. & District-Munger,

- permanent resident of village & P.O.-  
Pawa, District-Nalanda,
43. Manoj Kumar, S/O late Madhu Sudan Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Churhat, P.O., P.S. & Block-Sono, District-Jamui, permanent resident of village-Gangti, P.O.-Maur, P.S.-Barbigha, District-Seikhpura,
44. Nityanand Prasad, S/O Arjun Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sono, P.O., P.S. & Block-Sono, District-Jamui, permanent resident of village & P.O.-Dhira, District-Lakhisarai,
45. Ajay Thakur, S/O Kashi Nath Thakur, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Brahmpur and Kaithi, P.O., P.S. & Block-Brahmpur, District-Buxar, permanent resident of village & P.O.-Gangauli-via-Neazipur, District-Buxar-802131,

46. Lala Kundan Kumar, S/O late Sudhir Kumar Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Dulampur, P.O., P.S. & Block-Chakai, District-Jamui, permanent resident of village & P.O.-Raja Bigha, P.S.-Narahat, District-Nawada-805122,
47. Pradeep Kumar, S/O Saryug Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chakai, P.O., P.S. & Block-Chakai, District-Jamui-811303, permanent resident of village & P.O.-Husena, P.S.-Sarmera, District-Nalanda-811104,
48. Ramesh Kumar, S/O Rabindra Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Ramsingdih, P.O., P.S.-Chandramandi, Block-Chakai, District-Jamui-811303, permanent resident of village-Hansepur, P.O.-Ope, P.S.-Aungari, District-Nalanda-801301,
49. Awadesh Kumar, S/O Deo Narayan Prasad, posted as Panchayat Rozgar Sewak in



Gram Panchayat Raj-Ghutwe, P.O., P.S.-  
Chandramandi, Block-Chakai, District-  
Jamui,

50. Niranjan Kumar, S/O Arjun Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Nauadih, P.O.,  
P.S. & Block-Chakai, District-Jamui-  
811303, permanent resident of village-  
Sherpur, P.O.-Mohammadpur, P.S.-  
Asthawan, District-Nalanda-803107,
51. Anjeet Kumar, S/O Laliteshwar Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Ramchandradih,  
P.O., P.S. & Block-Chakai, District-  
Jamui-811303, permanent resident of  
village-Garhper, P.O.&P.S.-Biharsharif,  
District-Nalanda-803101,
52. Ibrar Ahmed, S/O Sharffudin Ahmed  
Andhavani, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Kiyajori,  
P.O., P.S. & Block-Chakai, District-  
Jamui-811303, permanent resident of

- village-Andhana, P.O.&P.S.-Noorsarai,  
District-Nalanda,
53. Ravindra Kumar, S/O Sridhan Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Chunni, P.O.,  
P.S.-Buxar Muffasil, Block-Chausa,  
District-Buxar-802114, permanent  
resident of village, P.O. & P.S.-  
Nawanagar, District-Buxar-802129,
54. Sheela Devi, D/O late Ram Kumar Thakur,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Sikraul, P.O.,  
P.S.-Rajpur, Block-Chausa, District-  
Buxar-802114,
55. Kumari Reena Soraing, D/O Fagu Soraing,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Pandey Patti,  
P.O., P.S.-Buxar, Block-Buxar-802103,  
District-Buxar, permanent resident of  
village-Kamdara Baktoli, P.O. & P.S.-  
Kamdara, District-Gumla-835227;
56. Manoranjan Kumar Singh, S/O Chandradeo  
Singh, posted as Panchayat Rozgar Sewak

- in Gram Panchayat Raj-Khutha, P.O.,  
P.S. & Block-Buxar, District-Buxar,  
permanent resident of village & P.O.-  
Chota Sasaram, P.S. District-Bhojpur-  
802157,
57. Kamlesh Kumar, S/O Ramji Prasad, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Pokharha, P.O., P.S.-  
Bagem, Block-Brahmpur, District-Buxar,  
permanent resident of village, P.O. &  
P.S.-Dumrao, District-Buxar-802119,
58. Ugesh Kumar Mishra, S/O late Kripa  
Shankar Mishra, posted as Panchayat  
Rozgar Sewak in Gram Panchayat Raj-  
Chaugai and Mashiya, P.O., P.S.-  
Murar, Block-Chaugai, District-  
Buxar, permanent resident of village-  
Kapurpur, P.O.-Umedpur, P.S.-Brahmpur,  
District-Buxar-802112,
59. Rakesh Kumar, S/O Hiren Prasad, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Koran Sarai, P.O., P.S.-  
Koran Sarai, Block-Dumrao, District-

Buxar, permanent resident of village-  
Finji, P.O.-Bihiya, District-Bhojpur-  
802152,

60. Jai Prakash Narayan Singh, S/O Virendra Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-North Nainijor, P.O., P.S. & Block-Brahmpur, District-Buxar, permanent resident of village & P.O.-Ishwarpura, P.S.-Shahpur, District-Bhojpur,
61. Indrajit Prasad, S/O Munsii Rai, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gahauna, P.O., P.S. & Block-Brahmpur, District-Buxar, permanent resident of village & P.O.-Diwan ke Barka Gao, P.S.-Sikraul, District-Buxar-802123,
62. Raj Narayan Prasad, S/O Tarkeshwar Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kushalpur, P.O., P.S. & Block-Dumrao, District-Buxar,

63. Ganga Ram, S/O Radhe Shyam Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Mahespur, P.O. & P.S.-Piri Bazar, Block-Suryagarha, District-Lakhisaria, permanent resident of village & P.O.-Matasi, P.S.-Halsi, District-Lakhisarai-811315,
64. Pappu Kumar, S/O Vijay Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gunai Bashi, P.O. & P.S.-Tajpur, Block-Morwa, District-Samastipur,
65. Shashi Bhushan Kumar, S/O Lagandeo Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Musapur, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
66. Chandan Kumar, S/O Sudhir Pandit, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Raipur Bujurg, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
67. Shiv Kumar Prabhakar, S/O Ram Chandra Baitha, posted as Panchayat Rozgar

- Panchayat Raj-Gospur Sarsauna, P.O.,  
P.S. & Block-Tajpur, District-Samastipur,
73. Setender Presed, S/O Madan Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Madhurapur Tara,  
P.O., P.S. & Block-Kalyanpur, District-  
Samastipur,
74. Krishnand Kanak, S/O Nathan Mandal,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Belsandi, P.O.,  
P.S. & Block-Kalyanpur, District-  
Samastipur,
75. Dilip Kumar Das, S/O Basdeo Das, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Tajpur, P.O., P.S. &  
Block-Tajpur, District-Samastipur,
76. Vinod Kumar Paswan, S/O Jhoran Paswan,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Manpura, P.O., P.S.  
& Block-Tajpur, District-Samastipur,
77. Arun Kumar Ram, S/O Bhola Ram, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Fatehpur Wala, P.O.,

- P.S. & Block-Tajpur, District-Samastipur,
78. Abdhesh Kumar, S/O Sitaram Bhagat, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rajwa, P.O., P.S. & Block-Tajpur, District-Samastipur,
79. Kumar Gautam, S/O Binod Kumar Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Nargodhi, P.O., P.S. & Block-Sarairanjan, Dist-Samastipur,
80. Sunil Kumar, S/O Vimlesh Chandra Sinha, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Akhityarpur Balmadh, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
81. Deepak Kumar, S/O Ram Autar Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Bherokhada, P.O., P.S. & Block-Tajpur, District-Samastipur,
82. Rakesh Kumar Mishra, S/O Kameshwar Mishra, posted as Panchayat Rozgar

- Sewak in Gram Panchayat Raj-Mordiba,  
P.O., P.S., Block & District-Samastipur,
83. Sant Lal Ram, S/O Bagedu Ram, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Dudhpura, P.O., P.S.,  
Block & District-Samastipur,
84. Dhiraj Paswan, S/O Ganga Paswan, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Larua, P.O., P.S.-Tajpur,  
Block-Morwa, District-Samastipur,
85. Vikas Kumar Ram, S/O Charitra Ram,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Morwa South, P.O.,  
P.S.-Tajpur, Block-Morwa, District-  
Samastipur,
86. Rupesh Kumar, S/O Mahanand Sharma,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Bejhadih, P.O.,  
P.S., Block & District-Samastipur,
87. Abhishek Ranjan, S/O Dilip Kumar Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Laghunia Raghukanth,



- P.O., P.S., Block & District-Samastipur,
88. Atul Kishore Shukla, S/O Vimal Kishore Shukla, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Musapur, P.O., P.S., Block & District-Samastipur,
89. Ramesh Kumar Mahto, S/O Ram Chandra Mahto, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rampur Jalalpur, P.O., P.S. & Block-Dalsinghsarai, District-Samastipur,
90. Sanjeev Kumar Baitha, S/O Kamlesh Baitha, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Songar, Indrawara and Nikaspur, P.O., P.S.-Tajpur, Block-Mokha, District-Samastipur,
91. Ram Pravesh Singh, S/O Ram Vilas Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Dharpur, P.O., P.S. & Block-Sarairanjan, District-Samastipur,

92. Ajay Kumar, S/O Radhe Krishna Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kisanpur Yusuf, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
93. Sanjeev Kumar Jha, S/O Ram Sagar Jha, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chatraneshwar P.O., P.S. & Block-Varisnagar, District-Samastipur,
94. Sanjiv Kumar Giri, S/O Mahendra Giri, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kaswe Ahar, P.O., P.S. & Block-Tajpur, District-Samastipur,
95. Hari Shanker Sahani, S/O Ram Charitra Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Dhurlakh, P.O., P.S., Block & District-Samastipur,
96. Neeraj Kumar, S/O Sunil Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Najirpur, P.O., P.S. & Block-Ujiyarpur, District-Samastipur,

97. Lal Babu Raut, S/O Gulab Chandra, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Belamedh, P.O., P.S. & Block-Ujiyarpur, District-Samastipur,
98. Suman Kumar, S/O Shambhu Prasad Mahto, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jitwarpur Kumhara, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
99. Rabindra Kumar, S/O Bhagwan Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Harpur Barheta, P.O., P.S. & Block-Sarairanjan, District-Samastipur,
100. Ram Binod Prasad Singh, S/O Siyacharan Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gawpur and Chaita South, P.O., P.S. & Block-Ujiyarpur, District-Samastipur,
101. Subhash Kumar, S/O Kameshwar Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gangsara, P.O., P.S. & Block-Sarairanjan, District-Samastipur,

- 102.. Rabindra Kumar Ram, S/O late Mukhlalram, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Fatehpur, P.O., P.S. & Block-Balrampur, District-Katihar,
103. Manoj Kumar Paswan, S/O late Sitaram Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jokar, P.O., P.S. & Block-Azamnagar, District-Katihar,
104. Birendra Nath Bosak, S/O late Bishwanath Bosak, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chaundi, P.O., P.S. & Block-Barsoi, District-Katihar,
105. Subodh Kumar, S/O Thakur Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Durgapur, P.O., P.S. & Block-Barari, District-Katihari,
106. Ravi Kumar, S/O Shree Rampravesh Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-South Bhandartal,

- P.O., P.S. & Block-Barari, District-Katihar,
107. Md.Nasir Uddin, S/O Md.Khurshid Alam, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Mohnachandpur, P.O., P.S. & Block-Barari, District-Katihar,
108. Pankaj Kumar, S/O Maheshwari Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sitalmani, P.O., P.S. & Block-Azamnagar, District-Katihar,
109. Pawan Kumar Saha, S/O late Rajendra Nath Saha, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chitoriya, P.O., P.S. & Block-Mansahi, District-Katihar,
110. Ranjan Kumar, S/O late Shashi Bhushan Choudhary, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gheghawa, P.O. & Block-Tetaria, P.S.-Rajpeur, District-East Champaran,
111. Upendra Prasad, S/O Vishwanath Prasad, posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-Nandna, P.O.-Lautan-  
via-Rampurhari, P.S. & Block-Minapur,  
District-Muzaffarpur,
112. Tarun Kumar Singh, S/O Rameswar Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-, Jamin Mathiyah,  
P.O.-Jamin-via-Kanti, P.S. & Block-  
Minapur, District-Muzaffarpur,
113. Sunil Kumar, S/O Ram Bilas Sah, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Turki West, P.O.-Turki  
Kharoo-via-Minapur, P.S. & Block-  
Minapur, District-Muzaffarpur,
114. Shivjee Kumar, S/O late Lakshaman  
Mahto, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Chapursi, P.O.-  
Chaturisi-via-Minapur, P.S.-Siwaipatti,  
Block-Minapur, District-Muzaffarpur
115. Ramadhar Prasad Singh, S/O late  
Ramratan Singh, posted as Panchayat  
Rozgar Sewak in Gram Panchayat Raj-  
Chandparha, P.O.-Mustafaganj-via-

- Minapur, P.S.&Block-Minapur, District-Muzaffarpur,
116. Shyam Kumar, S/O Ram Prakash Mahto, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Panapur, P.O.-Nariyar Panapur, P.S. & Block-Minapur, District-Muzaffarpur,
117. Ashish Ranjan Kumar, S/O Nawal Kishore Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pakri Pakodi, P.O.-Pakri-via-Patahi, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
118. Mahesh Kumar, S/O Jagdeo Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jhakhara Jhok, P.O.-Karja-via-Patahi, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
119. Sumit Saurav, S/O Ram Sakal Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Bhatauna, P.O. & P.S.-Karja, Block-Marwan, District-Muzaffarpur,

120. Dharmendra Sahni, S/O Bali Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jamin Khurd, P.O.-Marwan-via-Patahi, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
121. Umesh Kumar, S/O Maheshwar Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Karja Dih, P.O.-Karja-via-Patahi, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
122. Sanjay Kumar Yadav, S/O Sitaram Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rupwara, P.O.-Rupwara, Block-Marwan, P.S.-Kanti, District-Muzaffarpur,
123. Hemant Kumar, S/O late Triyug Rai, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Makdumpur Kodriya, P.O.-Mansurpur Chamrua, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
124. Jitendra Thakur, S/O Shrinarayan Thakur, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Mohammadpur



129. Firdaus Akram, S/O Md. Akhtar Hussain, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Karnpur North, P.O.-Bochaha-via-Bochaha, P.S.-Bochaha, District-Muzaffarpur
130. Pankaj Kumar, S/O Prem Ranjan Kumar, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Karnpur South, P.O.-Bochaha-via-Bochaha, P.S.-Bochaha, District-Muzaffarpur,
131. Devendra Kumar Choudhary, S/O Chandrika Choudhary, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Unsar, P.O.-Unsar-via-Bochaha, P.S.-Bochaha, District-Muzaffarpur,
132. Rajesh Kumar, S/O Krishna Ram, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Vishunpur Jagdish, P.O.-Athar-Sarfudinpur, P.S.-Mushari, District-Muzaffarpur,
133. Mritunjay Singh, S/O late Ramnaresh Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Lohsari, P.O.-

- Bochaha, P.S.-Bochaha, District-Muzaffarpur,
134. Arun Kumar, S/O Ram Prasad Saw, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Paighamarpur Kolhua, P.O.-Paighamarpur Kolhua, P.S.-Ahiyapur, Block-Kanti, District-Muzaffarpur,
135. Md.Khusru Perwez Raza, S/O Md. Matin Uddin, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj & P.O.-Damoderpur, P.S.-Kanti, Block-Kanti, District-Muzaffarpur,
136. Krishna Nandan Paswan, S/O Ramytan Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sadatpur, P.O.-Paighamarpur Kolhua, P.S. & Block-Kanti, District-Muzaffarpur,
137. Shyam Priyadarshi, S/O Jagmohan Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Godai Fulkaha, P.O.-Haridaspur, P.S. & Block-Kanti, District-Muzaffarpur,

138. Antu Prasad, S/O Prameshwar Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Manikpur Narottam, P.O.-Srisiya, P.S. & Block-Kanti, District-Muzaffarpur,
139. Deepak Kumar Choudhary, S/O Chhedhi Ram, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Dhamauli Ramnath West, P.O.-Kalwari P.S. & Block-Kanti, District-Muzaffarpur
140. Subodh Kumar, S/O Maheshwar Prasad Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Laskaripur, P.O.-Kalwari, P.S. & Block-Kanti, District-Muzaffarpur,
141. Sudarshan Kumar, S/O Ram Niwas Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Birpur, P.O.-Birpur, P.S. & Block-Kanti, District-Muzaffarpur,
142. Subodh Kumar Tiwari, S/O Radhakant Tiwari, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Panapur

- Haweli, P.O.-Bishundatpur, P.S. &  
Block-Kanti, District-Muzaffarpur,
143. Santosh Kumar, S/O Chandeshwar Ray,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Pilkhi Gajpati,  
P.O.-Pilkhi Gajpati, P.S.-Sakra, Block-  
Muraul, District-Muzaffarpur,
144. Mukesh Kumar, S/O Awadhesh Prasad  
Gupta, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Itharasul Nagar,  
P.O.-TCA Dholi, P.S.-Sakra, Block-  
Muraul, District-Muzaffarpur,
145. Ajit Kumar, S/O Vivekanand Sharma,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Bishanpur Shriram,  
P.O.-Markan-via-Silaut, P.S.-Sakra,  
Block-Muraul, District-Muzaffarpur,
146. Manu Kumar, S/O Surendra Ray, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Bishunpur Bakhri, P.O.-  
Basantpur Bakhri-via-TCA Dholi, P.S.-  
Sakra, Block-Muraul, District-  
Muzaffarpur,

147. Anjani Kumar, S/O Ramashanker Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Tepti, P.O.-Tepti, P.S.-Pier, Block-Bandra, District-Muzaffarpur
148. Rajeev Kumar, S/O Bhagwan Das, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Nunfara, P.O.-Nunfara, P.S.-Pier, Block-Bandra, District-Muzaffarpur,
149. Pawan Kumar Yadav, S/O Harilal Rai, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Munni Baingari, P.O.-Munni Baingari, P.S.-Pier, Block-Bandra, District-Muzaffarpur,
150. Abhimanyu Kumar, S/O Arjun Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pirapur, P.O.-Pier, P.S.-Pier, Block-Bandra, District-Muzaffarpur,
151. Ajay Rabidas, S/O Moti Rabidas, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Vargao, P.O.-Sirkant,

- P.S.-Pier, Block-Bandra, District-Muzaffarpur,
152. Sanjeev Kumar, S/O Bahadur Bhakta, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rampur Asli, P.O.-Karnowl, P.S. & Block-Sahebganj, District-Muzaffarpur,
153. Shambhu Nath Singh, S/O late Shyam Bilash Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Paharpur-Manorath, P.O.-Bishunpur Patti, P.S.&Block-Sahebganj, Dist-Muzaffarpur,
154. Anil Kumar, S/O Kailash Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Basudeopur Sarai, P.O.-Kurnowl, P.S.&Block-Sahebganj, District-Muzaffarpur,
155. Vinay Kumar Kushwaha, S/O Shyam Prasad Kushwaha, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Basantpur Chainpur, P.O.-Kurnowl, P.S. & Block-Sahebganj, District-Muzaffarpur,

156. Awdhesh Kumar, S/O Sahdeo Ray, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jagdishpur, P.O.-Jagdishpur, P.S. & Block-Sahebganj, District-Muzaffarpur,
157. Munna Kumar Yadav, S/O Sukhdeo Prasad Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pandey, Block-Paru, District-Muzaffarpur,
158. Sanjeev Kumar, S/O Ram Chandra Choudhary, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jafarpur, P.O.-Fularh, P.S. & Block-Paroo, District-Muzaffarpur,
159. Balendra Thakur, S/O Satyanarayan Thakur, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Vaijalpur, P.O.-Vaijalpur, District-Muzaffarpur,
160. Manoj Kumar, S/O Ashok Kumar, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Khutahi, P.O.-Khutahi, Block-Paroo, District-Muzaffarpur,

161. Kaushlendra Kumar Singh, S/O Lala Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Bhagawanpur Simra, P.O., P.S. & Block-Paroo, District-Muzaffarpur,
162. Vijay Kumar Mishra, S/O Maheshanand Mishra, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chakki Sohagpur, P.O.-Fatehabad, P.S. & Block-Paru, District-Muzaffarpur,
163. Santosh Kumar, S/O Sahdeo Pathak, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Raghunathpur, P.O.-Raghunathpur, P.S.-Paru, District-Muzaffarpur,
164. Deepak Kumar, S/O Rajmangal Prasad Gupta, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Barajagnath, P.O.-Bikhanpur, P.S.-Ahiyapur, Block-Mushari, District-Muzaffarpur,
165. Divakar Vishnu, S/O Madan Mohan Mishra, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Mushahri @



- Radhanagar, P.O.-Mushari, P.S. & Block-Mushari, District-Muzaffarpur,
166. Pramod Kumar, S/O Baidyanath Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jamalabad, P.O.-Jamalabad, P.S.-Ahiyapur, Block-Mushahri, District-Muzaffarpur,
167. Pratima Gupta, C/O Pradeep Kumar, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kanhaulī Visundat, P.O.-R.K.Ashram Bela, P.S.-Mithanpura, Block-Mushari, District-Muzaffarpur,
168. Nilesh Prasad, S/O Ramesh Chandra Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Manika Bishunpur Chand, P.O.-Manika-via-Silaut, P.S. & Block-Mushari, District-Muzaffarpur,
169. Suraj Kumar, S/O Radhe Shyam Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Khabra, P.O.-Khabra, P.S.-Sadar, Block-Mushari, District-Muzaffarpur,

170. Raj. Kumar Ram, S/O Darbeswar Ram, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rajhlara Bhagwan, P.O.-Mushari Pharm, P.S. & Block-Mushari, District-Muzaffarpur,
171. Sudhir Kumar Verma, S/O late Manoranjan Prasad Verma, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sherpur, P.O.-MIC Bela, P.S.-Sadar, Block-Mushari, District-Muzaffarpur,
172. Arun Kumar, S/O Rampukar Mahto, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Prahladpur, P.O.-Prahladpur-via-Silaut, P.S. & Block-Mushari, District-Muzaffarpur,
173. Ravindra Kumar, S/O Bijendra Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Susta, P.O.-Susta, P.S.-Sadar, Block-Mushari, District-Muzaffarpur;
174. Kumar Ajit, S/O Hridyanand Sah, posted as Panchayat Rozgar Sewak in Gram

- Panchayat Raj-Madhubani, P.O.-Patahi,  
P.S.-Sadar, District-Muzaffarpur,
175. Navin Kumar, S/O Yogendra Sah, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Majhauri Khetal, P.O.-  
Khabra, P.S.-Sadar, District-  
Muzaffarpur,
176. Manish Kumar Chauhan, S/O Ramchandra  
Chauhan, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Chapra  
Megh, P.O. P.S. & Block-Mushari,  
District-Muzaffarpur,
177. Sohan Kumar, S/O Surendra Prasad  
Mishra, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Ratnauli,  
P.O.-Ratnauli, P.S.-Maniyari, Block-  
Kurhni, District-Muzaffarpur,
- 178.. Praveer Gaurav, S/O Devnandan Ram,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Bhikhanpur, P.S.-  
Ahiyapur, Block-Mushari, District-  
Muzaffarpur,

179. Sonu Kumar, S/O Vijay Kumar Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rehua, P.O.-Mushari Farm, P.S. & Block-Mushari, District-Muzaffarpur,
180. Tarkeshwar Nath Shukla, S/O Subedar Shukla, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Rampur Krishna, P.O.-Mahmadpur Susta-via-Silaut, P.S.-Sakra, Block-Sakra, District-Muzaffarpur,
181. Chandan Kumar, S/O Ramswarup Sah, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Harlochanpur, P.O.-Chandanpatti, P.S. & Block-Sakra, District-Muzaffarpur,
182. Raghuvir Kumar Ranjan, S/O Ramswarup Rai, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Dihuli Ishahak, P.O.-Chandanpatti, P.S. & Block-Sakra, District-Muzaffarpur,
183. Rajesh Kumar, S/O Ram Shankar Prasad Singh, posted as Panchayat Rozgar Sewak

- in Gram Panchayat Raj-Baji Buzurg,  
P.O.-Sundarpur-via-Bariyarpur, P.S. &  
Block-Sakra, District-Muzaffarpur,
- 184.. Ram Prasad Mahto, S/O Vishwanath Mahto,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Gannipur Bejha,  
P.O.-Gannipur Bejha-via-Dholi, P.S. &  
Block-Sakra, District-Muzaffarpur,
185. Randhir Kumar, S/O Shyamji Das, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Beruadih, P.O.-  
Bariyarpur, P.S. & Block-Sakra,  
District-Muzaffarpur,
186. Md. Gulam, S/O Md. Kurban Ali, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Faridpur Sakra, P.O.-  
Dholi, P.S. & Block-Sakra, District-  
Muzaffarpur,
187. Madhu Kumar, S/O Vishnu Deo Sai, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Saramsatpur, P.O.-Dholi,  
P.S. & Block-Sakra, District-  
Muzaffarpur,

188. Shyam Nath Paswan, S/O Radhakant Paswan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Gaurihar Khalik Nagar; P.O.-Gaurihar Khalik Nagar-via-Bariyarpur, P.S.-Sakra, Block-Sakra, District-Muzaffarpur,
189. Subodh Kumar Ranjan, S/O Madhav Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Raghunathpur Donwa, P.O.-Dholi, P.S. & Block-Sakra, District-Muzaffarpur,
190. Rajiv Ranjan, S/O Haribans Pandit, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Mishrolia, P.O.-Chandanpatti, P.S. & Block-Sakra, District-Muzaffarpur,
191. Syed Karrar Imam, S/O Md. Saiyad Jauwar Imam, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sakra Bajard, P.O.-Dholi, P.S. & Block-Sakra, District-Muzaffarpur,
192. Raju Kumar, S/O Shyam Lal Ram, posted as Panchayat Rozgar Sewak in Gram

- Panchayat Raj-Dubha Bujurg, P.O.-Dubha,  
P.S.&Block-Sakra, District-Muzaffarpur,
193. Dinesh Kumar Sinha, S/O Prem Sagar,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Rupanpatti  
Mathurapur, P.O.-Siho-via-Silaut, P.S.  
& Block-Sakra, District-Muzaffarpur,
194. Awadh Singh, S/O Kallu Singh, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Sonpur, P.O.-Sonpur, P.S.  
& Block-Katra, District-Muzaffarpur,
195. Lalan Kumar, S/O Ramawtar Mahto, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Tehwara, P.O.-Tehwara-  
via-Singhwara, P.S. & Block-Katra,  
District-Muzaffarpur,
196. Rajoo Kumar, S/O Mahendra Das, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Balaurdih, P.O.-Balaur-  
via-Kurhani, P.S. & Block-Kurhani,  
District-Muzaffarpur,
197. Prabhu Ram, S/O T.I. Ram, posted as  
Panchayat Rozgar Sewak in Gram

- Panchayat Raj-Kishunpur Madhuban, P.O.-  
Kishunpur Madhuban-via-Turki, P.S. &  
Block-Kurhani, District-Muzaffarpur,
198. Uday Kumar, S/O Ram Padarth Bhagat,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Amarakh, P.O.-  
Amarakh-via-Silaut, P.S.-Maniyari,  
Block-Kurhani, District-Muzaffarpur,
199. Shashi Kant, S/O Paltan Thakur, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Fakuli, P.O.-Goraul, P.S.  
& Block-Kurhani, District-Muzaffarpur,
200. Kaul Raviraj, S/O Yogendra Sahni,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Chhajan Harishankar  
East, P.O.-Chhajan-via-Turki, P.S. &  
Block-Kurhani, District-Muzaffarpur,
201. Rajan Kumar Kashyap, S/O Rabindra Nath  
Thakur, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Kishunpur  
Mohani, P.O.-Kishunpur Mohani-via-  
Turki, P.S. & Block-Kurhani, District-  
Muzaffarpur,



202. Girdhari Sahni, S/O Yogendra Sahni, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chainpur Wazid, P.O.-Chainpur Bangara-via-Silaut, P.S.-Maniyari, Block-Kurhani, District-Muzaffarpur,
203. Vikas Kumar, S/O Premjeet Kumar Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Harpur Balara, P.O.-Balara Ismail, P.S.-Maniyari, Block-Kurhani, District-Muzaffarpur,
204. Sachchu Kumar, S/O Yugal Kishore Chaudhary, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Goraiya Dubiyahi, P.O.-Chhajan-via-Turki, P.S. & Block-Kurhani, District-Muzaffarpur,
205. Mukesh Kumar, S/O Ram Sagar Prasad Gupta, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pakahi, P.O.-Baghi, P.S.-Maniyari, Block-Kurhani, District-Muzaffarpur,
206. Raj Kishore Rakesh, S/O Ramchandra Ray, posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-Mohammadpur Mobarak,  
P.O.-Purushottampur-via-Ramana, P.S.-  
Maniyari, Block-Kurhani, District-  
Muzaffarpur,
- 207.. Md. Ayaz, S/O Md.Nazim. Hassan, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Sakari Saraiya, P.O.-  
Sakari Saraiya-via-Turki, P.S. & Block-  
Kurhani, District-Muzaffarpur,
208. Braj Kishore Raj, S/O Mahendra Ram,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Bangara Bansidhar,  
P.O.-Bhagwanpur-via-Kurhani, P.S. &  
Block-Kurhani, District-Muzaffarpur,
209. Abhishek Gaurab, S/O Sushil Kumar  
Srivastava, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Jamhrua,  
P.O.-Purushottampur-via-Ramna, P.S.-  
Maniyari, Block-Kurhani, District-  
Muzaffarpur,
210. Suresh Kumar, S/O late Narayan Ram,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Sonwarasa, P.O.-

- Sonwarsadih-via-Silaut, P.S.-Maniyari  
Block-Kurhani, District-Muzaffarpur,
211. Nilesh Kumar Ram, S/O Ramayan Ram,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Chajan Harishanker  
West, P.O.-Chajan Harishanker-via-  
Turki, P.S.-Turki, Block-Kurhani,  
District-Muzaffarpur,
212. Vijay Kumar, S/O Ramnath Ram, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Manpur, P.O.-Manpur,  
P.S.-Gamahariya, Block-Singhasewar,  
District-Madhepura,
213. Sushant Kumar Raj, S/O Rajendra Prasad  
Mandal, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-East  
Katakon, P.O.-Munwar, P.S. & Block-  
Manhari, District-Katihar,
214. Ranjeet Kumar, S/O Sitaram Paswan,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Maulanpur, P.O.-  
Bakhsai Ghat, P.S. & Block-Barsoi,  
District-Katihar,

- Sube, P.O.-Barka gao Keshri Nagar-via-Kanti, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
125. Shrawan Kumar, S/O late Vinod, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Barkagao South, P.O.-Barkagao-via-Kanti, P.S.-Karja, Block-Marwan, District-Muzaffarpur,
126. Praveen Kumar, S/O Raghuvansh Prasad Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Balthi Rasulpur, P.O.-Balthi Mushri-via-Sarfudhinpur, P.S.-Bochaha, District-Muzaffarpur
127. Dileep Kumar Mahto, S/O Harinarayan Mahto, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Bhutane, P.O.-Chaumukh-via-Bochaha, P.S.-Bochaha, District-Muzaffarpur
128. Md. Jalaluddin, S/O late Abdulsalam, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Devgan, P.O.-Dharmara-via-Bochaha, P.S.-Bochaha, District-Muzaffarpur,

- Sewak in Gram Panchayat Raj-Banvira,  
Dharmpur Bande, P.O. & P.S.-Tajpur,  
Block-Morwa, District-Samastipur,
68. Dilip Kumar, S/O Rajendra Prasad Gupta,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Jhakhara, P.O., P.S.  
& Block-Sarairanjan, District-Samastipur,
69. Umesh Mahto, S/O Rajeshwar Mahto,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Barbatta, P.O., P.S.  
& Block-Sarairanjan, Dist-Samastipur,
70. Md. Raees, S/O Md.Aklu, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Rupauli Buzurg, P.O.,  
P.S. & Block-Sarairanjan, District-  
Samastipur,
71. Rajesh Prasad, S/O Arjun Shaw, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Vishambharpur Aebhoya,  
P.O., P.S. & Block-Sarairanjan,  
District-Samastipur,
72. Heman Singh, S/O Jagdish Singh, posted  
as Panchayat Rozgar Sewak in Gram

39. Rajesh Raushan, S/O Bindeshwari Yadav, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chilbena, P.S. & Block-Sono, District-Jamui, permanent resident of village & P.O.-Daulatpur, District-Jamui,
40. Shivdas Ram, S/O Gopal Ram, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Naiyadih, P.S. & Block-Sono, District-Jamui, permanent resident of Mohalla-Bairagi, P.O.-R.S. Gaya, P.S.-Delha, District-Gaya,
41. Praveen Kumar, S/O Bangali Mistri, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Keshopur, P.O., P.S. & Block-Jhajha, District-Jamui, permanent resident of village & P.O.-Matasi, P.S. & Block-Halsi, District-Lakhisarai,
42. Amit Kumar, S/O Ram Naresh Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Thamhan, P.O., P.S. & Block-Sono, District-Jamui,

- Gram Panchayat Raj- P.O., P.S.,  
Block-Tarapur, District-Munger,  
permanent resident of village-Galimpur,  
P.O.-Lohchi, P.S. District-Munger,
23. Pawan Vihari Verma, S/O late Lal Vihari  
Prasad Verma, posted as Panchayat  
Rozgar Sewak in Gram Panchayat Raj-  
Bariyarpur South, P.O., P.S. & Block-  
Bariyarpur, District-Munger, permanent  
resident of village & P.O.-Madhodih,  
P.S.-Harpur, District-Munger,
24. Ambed Kumar, S/O Suresh Prasad Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Baijalpur, Block-  
H.Kharagpur, District-Munger, permanent  
resident of village-Moujma, P.O.-  
Navgai-via-Tarapur, District-Munger-  
813221,
25. Amar Kumar Prabhat, S/O Ram Prasad  
Mandal, posted as Panchayat Rozgar  
Sewak in Gram Panchayat Raj-Sajhua,  
P.O.-Hathiya, P.S. & Block-Asarganj,  
District-Munger, permanent resident of

215. Rajesh Kumar Paswan, S/O Bechu Psawan, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sultanpur, P.O.-Barsoi, P.S. & Block-Barsoi, District-Katihar;
216. Nagendra Kumar Singh, S/O Lakshman Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Usri and Teri, P.O.-Usri, P.S.-Mahendia, Block-Kaler, District-Arwal,
217. Girija Shankar Gupta, S/O , posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Velsar and South Kaler, P.O.-Velsar, P.S.-Mahendia, Block-Kaler, District-Arwal,
218. Sabal Kumar, S/O late Brahmndeo Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Pyarechak and Sarauti, P.O.-Pyarechak, P.S.-Rampur Chauram, Block & District-Arwal,
219. Sudhir Kumar, S/O Birendra Dhari Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kharasin, P.O.-



- Kharasin, P.S.-Karpi, Block-Bansi,  
District-Arwal,
220. Jai Nandan Prasad, S/O late Chandradeo Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Manikpur, P.O.-Manikpur, P.S. & Block-Kurtha, District-Arwal,
221. Mukesh Kumar, S/O Ramadhar Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Jaipur and Injor, P.O. & P.S.-Mahendia, Block-Kaler, District-Arwal,
222. Randhir Kumar Rana, S/O Parmanand Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Sakri, P.O.-Sakri, P.S., Block & District-Arwal,
223. Sanjay Kumar, S/O Ambika Prasad, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Chamendi, P.O.-Pondil, P.S.-Kurtha, Block-Vansi, District-Arwal,
224. Anil Kumar Singh, S/O Umesh Singh, posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-Khemkaran, P.O.,  
P.S. & Block-Kurtha, District-Arwal,
225. Nirmal Kumar Verma, S/O late Rajnandan  
Lal, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Ahmadpur Harna,  
P.O., P.S. & Block-Kurtha, District-  
Arwal,
226. Shambhu Kumar, S/O late Ram Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Ghamaul, P.O.-Kijar,  
P.S. & Block-Kurtha, District-Arwal,
227. Subhash Kumar, S/O Premdhar Sharma,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Sonbhadra, P.O.-  
Sonbhadra, P.S.-Karpi, Block-Bansi,  
District-Arwal,
228. Dharmendra Kumar, S/O Naresh Yadav,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Sherpur, P.O.-  
Sherpur, P.S.-Karpi, Block-Vansi,  
District-Arwal,
229. Vinod Kumar, S/O Jang Bahadur Singh,  
posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-North Kaler, P.O.,  
P.S. & Block-Kaler, District-Arwal,
230. Amit Kumar, S/O Satendra Prasad, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Mali, P.O.-Mali, P.S.-  
Karpi, Block-Bansi, District-Arwal,
231. Pankaj Kumar, S/O Bishwanath Prasad,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Ismailpur Koel and  
Sakrikhurd, P.O.-Ismailpur, P.S.-  
Mahendia, Block-Kaler, District-Arwal,
232. Jitendra Kumar, S/O Kishrar, posted as  
Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Pariyari, P.O. & P.S.-  
Kinjar, Block-Karpi, District-Arwal,
233. Vinay Kumar, S/O Ram Varan Singh,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Murari, P.O.-Murari,  
P.S.-Kishrar, Block-Karpi, District-  
Arwal,
234. Praveen Kumar Singh, S/O Dharnidhar  
Singh, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Vabhai and

- Chauhar, P.O.-Vabhai, P.S. & Block-Karpi, District-Arwal,
235. Sanjay Kumar, S/O Sajanand Gehlot, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Kinjar, P.O. & P.S.-Kinjar, Block-Karpi, District-Arwal,
236. Arif Hussain, S/O Md. Sahebjan Ansari, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Anua, P.O.-Anua, P.S.-Karpi, Block-Vansi, District-Arwal,
237. Sunil Kumar Suman, S/O Kashinath Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Farakhpur, P.O.-Farakhpur, P.S.; Block & District-Arwal,
238. Amresh Kumar, S/O Ram Lakshman Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Parasi and Khabhaeni, P.O. & P.S.-Parasi, Block & District-Arwal,
239. Arvind Kumar, S/O Yadunandan Prasad, posted as Panchayat Rozgar Sewak in

- Gram Panchayat Raj-Nadaura, P.O., P.S.  
& Block-Kurtha, District-Arwal,
240. Akhtar Hussain, S/O late Abdul Hai,  
posted as Panchayat Rozgar Sewak in  
Gram Panchayat Raj-Khajuri, P.O., P.S.  
& Block-Karpi, District-Arwal.
241. Ramesh Kumar Singh, S/O Mouleshwari  
Singh, posted as Panchayat Rozgar Sewak  
in Gram Panchayat Raj-Sabalbigha, P.O.-  
Sabalbigha, P.S. & Block-Sikandra,  
District-Jamui,
242. Vakil Das, S/O Babulal Ravidas, posted  
as Panchayat Rozgar Sewak in Gram  
Panchayat Raj-Barakola, P.O.-Nargango,  
P.S. & Block-Jhajha, District-Jamui.

.....PETITIONERS

VERSUS

1. The State of Bihar through the  
Principal Secretary, Rural Development  
Department, Government of Bihar, Old  
Secretariat, Patna,

2. The Principal Secretary, Rural Development Department, Government of Bihar, Old Secretariat, Patna,
3. The District Magistrate, Muzaffarpur,
4. The District Program Co-ordinator, Muzaffarpur.
5. The Deputy Development Commissioner-cum -Chief Executive Officer, Muzaffarpur,
6. The District Magistrate, Katihar,
7. The District Program Co-ordinator, Katihar.
8. The Deputy Development Commissioner-cum -Chief Executive Officer, Katihar,
9. The District Magistrate, Samastipur,
10. The District Program Co-ordinator, Samastipur.
11. The Deputy Development Commissioner-cum -Chief Executive Officer, Samastipur,
12. The District Magistrate, Jamui,
13. The District Program Co-ordinator, Jamui.
14. The Deputy Development Commissioner-cum -Chief Executive Officer, Jamui,

15. The District Magistrate, Munger,
16. The District Program Co-ordinator,  
Munger.
17. The Deputy Development Commissioner-cum  
-Chief Executive Officer, Munger,
18. The District Magistrate, Buxar,
19. The District Program Co-ordinator,  
Buxar.
20. The Deputy Development Commissioner-cum  
-Chief Executive Officer, Buxar
21. The District Magistrate, Lakhisarai,
22. The District Program Co-ordinator,  
Lakhisarai,
23. The Deputy Development Commissioner-cum  
-Chief Executive Officer, Lakhisarai,
24. The District Magistrate, Arwal;
25. The District Program Co-ordinator,  
Arwal,
26. The Deputy Development Commissioner-cum  
-Chief Executive Officer, Arwal.
27. The District Magistrate, Madhepura,
28. The District Program Co-ordinator,  
Madhepura,

29. The Deputy Development Commissioner-cum  
-Chief Executive Officer, Madhepura.
30. The District Magistrate-cum-the  
District Program Co-ordinator, East  
Champanan,
31. The Deputy Development Commissioner-cum  
-Chief Executive Officer, East  
Champanan. .... RESPONDENTS

To,

The Hon'ble Ms. Justice Rekha M. Doshit, Chief Justice of  
the High Court of Judicature at Patna and  
Her Companion Justices of the Said Hon'ble  
Court.

The humble writ petition on  
behalf of the Petitioners  
above named;

Most Respectfully Sheweth:

1. That this is a writ petition on behalf  
of the Petitioners for issuance of a writ  
of *certiorari* and *prohibition* or writs in  
the nature thereof or any other  
appropriate writs/orders/directions for



quashing order of respondent No.2 contained in Memo No.177283 dated 13.02.2014 whereby and where under arbitrary direction was given to terminate the services of petitioners and other Panchayat Rozgar Sewaks of those Gram Panchayats wherein 10,000 man days have not been created till 28.2.2014 and several arbitrary conditions were imposed for renewal of contract of petitioners and other Panchayat Rozgar Sewaks.

True copy of Memo No.177283 dated 13.02.2014 of the Principal Secretary, Rural Development Department, Government of Bihar, Patna is annexed herewith and marked as ANNEXURE-1 to this writ petition.

2. That the Petitioners are citizens of India and as such they are invoking the extra-ordinary original writ jurisdiction

of the Hon'ble High Court for the reliefs prayed in this writ petition.

3. That the following substantial questions of laws are involved in this writ petition, which require serious consideration by the Hon'ble High Court:-

(I) Whether or not the Respondents/ Authorities have failed to consider that the contract of service entered into by the petitioners and DRDA did not contain arbitrary conditions as contained in the impugned order for continuation of service of the petitioners?

(II) Whether or not the Respondents/ Authorities have failed to appreciate that the petitioners being Panchayat Rozgar Sewaks are not the persons having all resources available to complete the MNREGA schemes and hence they cannot solely be held responsible for non-completion of MNREGA schemes mentioned in the impugned order in

absence of other necessary conditions remaining unfulfilled by the other responsible authorities for its implementation?

(III) Whether or not the Respondents/ Authorities have failed to consider that several other agencies and authorities are involved in the completion of MNREGA schemes/mandays and hence the petitioners as Panchayat Rozgar Sewaks solely cannot be held responsible for non completion of the MNREGA schemes mentioned in the impugned order?

(IV) Whether or not the Respondents/ Authorities have failed to consider that several administrative, technical and financial constraints at each stage of work in completion of MNREGA scheme/mandays which require several sanctions at administrative and technical level and hence the petitioners as Panchayat Rozgar Sewaks

cannot solely be held responsible for non completion of MNREGA schemes/ mandays mentioned in the impugned order?

(V) Whether or not the Respondents/ Authorities have arbitrarily imposed the condition of creation of 10,000 mandays in each gram panchayat till 28.2.2014 without specifying the duration in which such 10,000 mandays would be calculated and basis for such calculation?

(VI) Whether or not the Respondents/ Authorities have failed to consider that the conditions contained in impugned order for continuation/ renewal of service of the petitioners and other Panchayat Rozgar Sewaks are arbitrary, illegal and baseless and contrary to the terms and conditions of the contract of service entered between the petitioner and such other

persons and the authorities under DRDA and not authorities under MNREGA?

(VII) Whether or not the respondent authorities have failed to consider that the contract of service of the petitioners did not contain any provision for termination of their services on the conditions as contained in the impugned order?

(VIII) Whether or not the question is no longer *res integra* as the matter has been conclusively decided in CWJC No.8681/2012 (Ajay Kumar Choudhary & Ors. v. The State of Bihar & Ors.)?

(IX) Whether or not the impugned letter is contrary to the decision of the Hon'ble Court passed in Ajay Kumar Choudhary's case (*supra*) and thus it is not only contemptuous but also mala fide and at the same time it is against the Bihar State litigation policy, 2011?

4. That it is humbly stated that the Rural Development Department, Government of Bihar by advertisement No.1780/2006 dated 6.12.2006 made an advertisement for appointment on contract basis on several posts including Panchayat Rozgar Sewak. The details of the post and place of work were mentioned in the said advertisement.

True copy of advertisement No.1780/2006 dated 6.12.06 of Rural Development Department, Government of Bihar, Patna is annexed herewith and marked as ANNEXURE-2 to this writ petition.

5. That it is humbly stated that on the basis of the aforesaid advertisement, the petitioners applied for appointment on the post of Panchayat Rozgar Sewak on contractual basis. They were found eligible for the said post and were provisionally appointed, subject to

verification of the original documents. The said provisional appointment letters of the petitioners will be produced in supplementary affidavit if so required by the Hon'ble. Court. Since the matter of appointment is not in dispute and the writ petition is being filed in haste therefore, the same is not being annexed.

6. That it is humbly stated that the petitioners joined in the office of District Rural Development Agency (DRDA) in the District of East Champaran.

7. That it is humbly stated that the contract of service of the petitioners was entered into by them and the Deputy Development Commissioner-cum-Chief Executive Officer, DRDA, East Champaran. The petitioners were required to carry out their contractual obligations after their joining and being posted at relevant places. The petitioners were appointed for a term of two years under the contract which could be extended depending upon the

performance of the petitioners. The petitioners are in service till date as their performances are found to be in accordance with their contractual obligations. The petitioners were initially appointed on the salary mentioned in the advertisement which was subsequently enhanced. It is pertinent to state here that no clause regarding creation of 12 500 Mandays in each year in every gram panchayat was contained in the said contract. It is also stated that no other conditions as contained in impugned order were contained in the said contract. The said individual contracts are not in possession at present with the petitioners and hence the respondents be directed to produce the same if so required by the Hon'ble Court.

8. That it is humbly stated that the Mahatma Gandhi National Rural Employment Guarantee Act came into force in September 2005 with different name. The objective of



the Act is to enhance livelihood security in rural areas by providing at least 100 days of guaranteed wage employment in a financial year to every household whose adult members volunteer to do unskilled manual work. The implementing agencies involved in the scheme of MNREGA are Gram Panchayat, Intermediate and District Panchayats, Line Department and other agencies of the government. Completion of the scheme on time requires administrative sanctions, funds and other compliances. It is pertinent to state here that the persons in rural households are asked for work and it is then that works are generated and mandays are created. There exist an administrative set-up who are in toto responsible for the implementation and execution of the scheme of MNREGA and creation of mandays. The program officer, Junior Engineers, Accountants, Computer Operators, Panchayat Rozgar Sewaks, etc are part of the organizational set up who

are responsible for the execution of scheme at Panchayat level and creation of mandays.

True copy of the extract of Mahatama Gandhi National Rural Employment Guarantee Act (MNREGA) (Operational Guidelines) wherein the registration and employment eligibility and works and their execution are mentioned is annexed herewith and marked as ANNEXURE-3 to this writ petition.

9. That it is humbly submitted that from the aforesaid facts it is crystal clear that the completion of MNREGA scheme/creation of mandays require joint efforts of those involved in the implementation and execution of schemes and availability of funds and demand by the concerned beneficiaries at the wages

prescribed under such scheme by the government. Hence, the petitioners as Panchayat Rozgar Sewaks cannot solely be burdened with the task for completion of the MNREGA schemes/creation of mandays and be held responsible solely for the non-completion of MNREGA schemes/non creation of imaginary mandays. Also the petitioners cannot be held responsible for creation of 12 500 mandays in every gram panchayat as stipulated in the impugned order.

10. That it is humbly stated that respondent No.2-the Principal Secretary, Rural Development Department, Government of Bihar by the impugned order directed all the District Magistrates-cum-District Program Co-ordinators in Bihar to terminate the services of Panchayat Rozgar Sewaks of each gram panchayat which have failed to create 12 500 mandays till 31.3.2014. Various other arbitrary conditions were also directed to be imposed, the non-fulfillment of which

would amount to non renewal of the contract of service of the Panchayat Rozgar Sewak after 31.3.2014, which is beyond the terms and conditions of the contract. It is pertinent to mention here that such conditions as mentioned in the impugned order were not contained either in the advertisement or in the contract entered between petitioners and such persons and the government.

11. That it is humbly stated that in the year 2010 the respondent authorities had unilaterally changed the conditions of contract of service of the petitioners. The Hon'ble High Court Patna was pleased to quash the impugned letter which imposed unilateral service conditions on the petitioners by order dated 5.7.2012 passed in CWJC No.8681/2012.

True copy of order dated 5.7.2012 passed in CWJC No.8681/2012 is annexed herewith and marked as

ANNEXURE-4 to this writ  
petition.

12. . . That it is humbly submitted that the respondents have failed to consider that neither the advertisement nor the contract of service entered into by the petitioners and authorities/respondents contained the arbitrary conditions imposed by the impugned order and hence such unilateral conditions cannot be said to be applicable on the condition of service of the petitioners. The arbitrary conditions contained in the impugned order are bad in law. There is no reasonable nexus between the creation of mandays and other conditions at the fag end of financial year and the direction to either terminate the service or refuse to renew the contract. In fact non fresh contract was executed or renewed by any administrative act or order by any officer/authority of the State government till date. In fact the petitioners and other such persons are

non-implementation of MNREGA schemes within the fixed time frame.

14. That it is humbly stated that the respondent authorities have failed to consider that the Panchayat Rozgar sewaks cannot be held responsible for creation of requisite number of mandays as mentioned in the impugned order. Moreover, the impugned order is silent about the time frame/time period within which said number of mandays was required to be created that too, without giving reasonable time with prior information and without providing the necessary requirements.

15. That it is humbly stated that the action of the respondent authorities is not only arbitrary, illegal, whimsical, capricious and but also against the fundamental principles of contract of service. In fact it is mala fide for two explicit reasons, firstly, there is already an order on this issue in favour of the Panchayat Rozgar Sewaks. Secondly,

a writ petition for regularization of the service is pending before the Hon'ble Court in which panchayat rozgar sewaks have claimed that in view of the policy decision/guidelines/circular, if panchayat rozgar sewaks continue in service for three-five years, then they should be given the status of a government servant by absorbing them in the line department.

16. That it is humbly stated that recently on 15.5.2014 and 16.5.2014 i.e. just prior to summer vacation 2014, the Hon'ble Court has granted interim relief of status quo to the petitioners of CWJC No.7338/2014 and CWJC No.6491/2014 which is exactly the similar matter as the same impugned letter of respondent No.2 is under challenge, but the authorities are bent upon to implement the impugned letter and wants a separate order for the petitioners. Hence, the petitioners are moving this Hon'ble Court because of the unfair and mala fide act of the concerned respondents. It is

reiterated that the petitioners are working till date on their respective posts in the said panchayat/block and are getting their salaries.

True copies of orders dated 15.5.2014 and 16.5.2014 passed in CWJC No.7338/2014 and CWJC No.6491/2014 respectively are annexed herewith and marked as ANNEXURE-5 series to this writ petition.

17. That it is humbly submitted that the respondents authorities have violated the Bihar State Litigation Policy, 2011 which provides that the cases covered under the orders of the Hon'ble Court, the parties should not be compelled to move the Hon'ble Court rather their grievances should be redressed in the light of the order already passed in similar matter. It is another instance to show that the authorities are showing fair play in their



action. In fact it is a clear case of abuse of the power and position which is a kind of mala fide act. In fact it is also an offence in view of the provisions of sections 166 & 167 IPC. The Hon'ble Court must take a strict view of the matter and pass appropriate writ as prayed in the writ petition.

18. That it is humbly submitted that once there is a policy decision to absorb Panchayat Rozgar Sewaks into the Line Department who were duly selected and appointed under the constitutional scheme and for this a writ petition is pending, then there is a legitimate expectation that their services will be regularized.

19. That it is humbly submitted that the impugned letter has taken away the applicability of doctrine of legitimate expectation which is akin to natural justice and reasonableness. Thus, the impugned order is not sustainable in law.

20. That there is no alternative remedy equally efficacious and adequate to redress the grievances of the Petitioners. Therefore, the Petitioners are invoking the extraordinary jurisdiction of the Hon'ble Court for redressal of his grievances.

21. That the Petitioners have not moved before this Hon'ble Court for the reliefs prayed in this application.

It is, therefore, prayed that Your Lordships may graciously be pleased to issue *rule nisi* to the Respondents and after hearing the parties concerned allow this writ petition and grant the relief as prayed in Para-1 of the writ petition.

AND

During the pendency of the writ petition stay the

operation of the impugned order contained in Memo No.177283 dated 13.02.2014 of the Principal Secretary, Rural Development Department, Government of Bihar, Patna (Annexure-1);

AND/OR

Pass such other order or orders as Your Lordships may think fit.

And for this, the Petitioners shall ever pray.

## A F F I D A V I T

I, Ratikant Prasad Azad, aged about 35 years, S/O Ishwar Chand Singh, posted as Panchayat Rozgar Sewak in Gram Panchayat Raj-Marwa Pakar, P.O.-Chobe Amwara, P.S. & Block-Saraiya, District-Muzaffarpur, do hereby solemnly affirm and state as follows :-

1. That I am the Petitioner No.1 in the writ petition and as such I am well acquainted with the facts and circumstances of the present case.
2. That the statements of facts stated in the writ petition has been read over and explained to me in Hindi which I fully understood and are true to my knowledge and belief.
3. That the statements made in Para Nos.2,5,6,7&20 are true to my knowledge and belief and the statements of facts made in Para Nos.4,8,10, 11,16&17pare matters of record and the statements made in para Nos.1,3, 9,12 to 15,17p,18,19&21 are by way of submissions to this Hon'ble High Court.
4. That the annexures are true copies of their respective originals.

बिहार सरकार

ग्रामीण विकास विभाग

पत्रांक

177/283

पटना,

दिनांक

13/02/2014

प्रेषक,

2110 (वि.सं.) (2A) BRDS-14/2014

संख्या

कमरा

अमृत लाल मीणा,

प्रधान सचिव ।

सेवा में,

सभी जिला पदाधिकारी-सह-जिला कार्यक्रम समन्वयक,  
बिहार ।

विषय :-

मनरेगा योजना के सफल कार्यान्वयन के संबंध में ।

महाशय,

23 जनवरी 2014 को उप विकास आयुक्तों की राज्य स्तरीय बैठक में मनरेगा की समीक्षा के क्रम में यह महसूस किया गया कि जिन ग्राम पंचायतों में 28 फरवरी 2014 तक 10,000 से कम मानव दिवसों का सृजन परिलक्षित होगा, उनके पंचायत रोजगार क्षेत्रों की सेवा समाप्त कर दी जाएगी ।

2. इस क्रम में सम्बन्धित विचारोपरांत निम्नवत निर्णय संसूचित किया जाता है :-

- (i) पूर्व से कार्यरत वे सभी पंचायत रोजगार सेवक, जो 31.03.2014 तक निम्न सभी उपलब्धि हासिल नहीं करते हैं उनकी संविदा नवीकृत नहीं की जाय । उन्हें 01 अप्रैल 2014 से कार्य पर नहीं रखा जाएगा ।
- (क) 31 मार्च 2014 तक प्रति पंचायत न्यूनतम 12500 मानव दिवसों का सृजन ।
- (ख) दिनांक 31.03.2012 के पूर्व प्रारंभ की गयी सभी योजनाओं (दृष्टारोपण के मामले में दिनांक 31.03.2011 के पूर्व ली गयी सभी योजनाएं) में से 80% की MIS पर पूर्णता ।
- (ग) ग्राम पंचायत में न्यूनतम 50 शौचालय भौतिक रूप से पूर्ण एवं MIS प्रविष्टि ।
- (ii) पदस्थापन अवधि में किसी आपराधिक मामले में संलिप्तता नहीं रही हो ।
- (iii) पदस्थापन अवधि के दौरान कोई प्रमाणित आरोप नहीं हो ।

3. इस निर्देश का तत्काल व्यापक परिचालन किया जाय । जिला कार्यक्रम समन्वयक इस आदेश के पालन हेतु जिम्मेदार होंगे ।

4. इस क्रम में होने वाली रिक्तियों को नये पैनल से भरा जाय ।

विश्वासभाजन

अमृत

10/2/14

(अमृत लाल मीणा)

प्रधान सचिव

KRW  
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ANNEXURE -3

58 (2)

**THE MAHATMA GANDHI NATIONAL RURAL  
EMPLOYMENT GUARANTEE ACT  
2005 (MAHATMA GANDHI NREGA)**

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**OPERATIONAL GUIDELINES  
2008**

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**3<sup>rd</sup> edition**



सत्यमेव जयते

MINISTRY OF RURAL DEVELOPMENT  
DEPARTMENT OF RURAL DEVELOPMENT  
GOVERNMENT OF INDIA  
NEW DELHI

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# REGISTRATION AND EMPLOYMENT ELIGIBILITY

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## 5.1 MAHATMA GANDHI NREGA HOUSEHOLD

- 5.1.1 The Mahatma Gandhi National Rural Employment Guarantee Scheme (Mahatma Gandhi NREGS) will be open to all rural households in the areas notified by the Central Government. The entitlement of 100 days of guaranteed employment in a financial year is in terms of a household. This entitlement of 100 days per year can be shared within the household; more than one person in a household can be employed (simultaneously or at different times).
- 5.1.2 All adult members of the household who register may apply for work. To register, they have to:
- Be local residents: 'Local' implies residing within the Gram Panchayat. This includes those that may have migrated some time ago but may return
  - Be willing to do unskilled manual work
  - Apply as a household at the local Gram Panchayat
- 5.1.3 'Household' will mean a nuclear family comprising mother, father, and their children, and may include any person wholly or substantially dependent on the head of the family. Household will also mean a single-member family.

## 5.2 APPLICATION FOR REGISTRATION

- 5.2.1 The application for registration may be given on plain paper to the local Gram Panchayat. It should contain the names of those adult members of the household who are willing to do unskilled manual work, and particulars such as age, sex and SC/ST status. The details that must be included in an application for registration are indicated in Annexure B-1. The State Government may make a printed form available, but a printed form will not be insisted upon.



An individual may appear personally and make an oral request for registration.

Verification of applications will be regarding local residence in the Gram Panchayat concerned, the household as an entity, and the fact that applicants are adult members of the household.

Notwithstanding the method of application, registration and verification suggested above, a Gram Sabha shall be convened when the Act commences in a district. The purpose of the Gram Sabha will be to explain the provisions of the Act, mobilize applications for registration and conduct verifications.

A door-to-door survey may also be undertaken to identify persons willing to register under the Act. The survey may be conducted by a team headed by the President of the Gram Panchayat and involving Ward members, SC/ST and women residents, a village-level Government functionary and the Gram Panchayat Secretary. The team members may be given orientation at the Block/District level.

2.6 To allow maximum opportunities to families that may migrate, registration will be open throughout the year at the Gram Panchayat office during working hours.

2.7 The process of verification shall be completed as early as possible, and in any case, not later than a fortnight after the receipt of the application in the Gram Panchayat.

5.2.8 After verification, the Gram Panchayat will enter all particulars in the Registrations Register in the Gram Panchayat.

5.2.9 Every registered household will be assigned a unique registration number. The registration number shall be assigned in accordance with a coding system similar to that prescribed by the Central and State Governments for the BPL Census 2002.

5.2.10 Copies of the registration will be sent to the Programme Officer for the purpose of reporting to the Intermediate Panchayat and District Panchayat for further planning, tracking and recording. This must be done immediately, so that the Programme Officer has a consolidated record of likely demand to enable him/ her to organize resources accordingly.

5.2.11 A Gram Sabha of registered workers must be held.

5.2.12 If a person who applies for registration turns out to have submitted incorrect information regarding his/her name, residence or adult status, he/she will become ineligible. In such cases, the Gram Panchayat will refer the matter to the Programme Officer. The Programme Officer, after independent verification of facts and giving the concerned person an opportunity to be heard, may direct the Gram Panchayat to cancel such registration and Job Card. Such cancellation lists will have to be made public and should be presented to the Gram Sabha.

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5.3

# JOB CARDS

5.3.1

The Gram Panchayat will issue Job Cards to every registered household. The timely issue of well-designed Job Cards is essential; this is a critical legal document, which also helps to ensure transparency and protect labourers against fraud.

5.3.2

The Job Card should be issued immediately after verification, i.e. within a fortnight of the application for registration. Job cards should be issued in the presence of the local community.

5.3.3

Photographs of adult members who are applicants have to be attached to the job cards. The cost of the Job Cards, including that of the photographs, will be borne as part of the programme cost. The State Government in a particular area may order the photograph to be affixed later (but not later than a month) if the immediate provision of a photograph is not possible. No photograph, name or details of any person other than that of the registered adult members of the household to whom that job card belongs shall be affixed or recorded in the Job Cards.

5.3.4

The Job Card will be in the custody of the household to whom it is issued.

5.3.5

The Job Card shall be valid for a period of five years and will have provision for the addition/deletion of members eligible to work. Deletions in any household on account of demise, or permanent change of residence of a member, are to be reported immediately by the household concerned. Additions desired may be applied for by the household. The Gram Panchayat will also undertake an annual updating exercise in the same manner as registration, the time for which should be fixed keeping in mind the work and migration season of the local workforce.

5.3.6

All additions and deletions made in the Registrations Register will be read out in the Gram Sabha. The Gram Panchayat will send a list of additions/deletions to the Programme Officer.

5.3.7

The essential features of this proforma are indicated in Annexure B-2. Job Cards of all States must be in conformity with this. The proforma of the Job Card should be such that it contains permanent information regarding the household as well as the employment details for five years. Permanent information will include the household registration number and particulars (such as age and sex) of all adult members of the family who are willing to work.

5.3.8

A cardholder may apply for a duplicate Job Card if the original card is lost or damaged. The application will be given to the Gram Panchayat and shall be processed in the manner of a new application, with the difference being that the particulars may also be verified using the duplicate copy of the Job Card maintained by the Panchayat.

If a person has a grievance against the non-issuance of a Job Card, he/she may bring the matter to the notice of the Programme Officer. If the grievance is against the Programme Officer, he/she may bring it to the notice of the District Programme Coordinator or the designated grievance-redressal authority at the Block or District level. All such complaints shall be disposed off within 15 days.

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## 4 APPLICATION FOR WORK

4.1 Applications for work should generally be submitted to the Gram Panchayat. In addition, as prescribed by the Act (Schedule II, Section 9), workers should have the option of submitting an application directly to the Programme Officer, but this should be treated as a 'fallback' option only.

4.2 Applications should be given in writing and should include:

- the registration number of the Job Card;
- the date from which employment is required; and
- the number of days of employment required.

4.3 The Application for employment may be on plain paper or it may be in a printed proforma that will be made available free of cost at the Gram Panchayat.

4.4 A single application may be given for a number of days in different periods during the year for which employment is required. 'Joint applications' may also be submitted by several applicants. The applicant may present himself in the GP office to indicate willingness for work. This will be recorded by Gram Rozgar Sahayak in the prescribed application form and employment register. A worker having a job card may apply for work on work-site. His name may be entered in the Muster Roll by the Mate. Gram Rozgar Sahayak may make corresponding entries in the application form. This will encourage workers to get work without having to formally articulate their demand for work. The lack of formal application form should not be a ground for denying work. This is also the spirit of the law.

5.4.5 A dated receipt for the application for work must be issued to the applicant.

5.4.6 The Application form for employment should have a counterfoil receipt on which the date can be entered and the dated receipt can then be issued immediately upon the submission of the application for employment. A format for application for employment with a dated receipt is at annexure 1A. All applications for employment must be entered in the Employment register as prescribed in these guidelines

5.4.7 Information on new applications for work shall be conveyed at least once a week by the Gram Panchayat to the Programme Officer.

## 5.5

# ALLOCATION OF EMPLOYMENT OPPORTUNITIES

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### 5.5.1

Schedule I, Section 10 of Mahatma Gandhi NREGA states that it shall be open to the Programme Officer and the Gram Panchayat to direct any person who has applied for employment to do work of any type permissible under the Act. The State Government shall delineate clear coordination mechanisms so that data on work requested and allotted by the Programme Officer and the Gram Panchayat are properly maintained. This information should be recorded on the Job Card and the Employment Register. Both the agencies should share information on employment allotted and works opened.

### 5.5.2

If some applicants have to be directed to report for work beyond 5 km of their residence, women (especially single women) and older persons should be given preference to work on the worksites nearer to their residence.

### 5.5.3

The work entitlement of '100 days per household per year' may be shared between different adult members of the same household. If several members of a household who share the same Job Card are employed simultaneously under the Scheme, they should be allowed to work on the same worksite. If unusual circumstances arise whereby members of the same household have to be allocated work on different worksites, the Gram Panchayat should ensure that the Job Card is duly processed at both worksites.

### 5.5.4

If a request for work is made to the Gram Panchayat, it should offer employment on the works executed (or to be executed) by it. If, under any circumstances, this is not possible, the Gram Panchayat must inform the Programme Officer. The Programme Officer will issue directives for the execution of work to an implementing agency competent to execute it and also ensure that the funds needed for that work are released.

### 5.5.5

If the Gram Panchayat decides that employment cannot be given under its own shelf of works, and that employment needs to be given outside the Gram Panchayat, it will inform the Programme Officer.

### 5.5.6

Upon receiving this intimation from the Gram Panchayat, the Programme Officer will allot work. Such work will be selected from the shelf of projects that include inter Gram Panchayat works. The Programme Officer will intimate the Gram Panchayat concerned about the employment allotted so that the employment data is consolidated in the Employment Register at the Gram Panchayat.

### 5.5.7

If a request for employment is made to the Programme Officer and the Programme Officer allots work, he must inform the Gram Panchayat so that the data on works and employment are coordinated at each level. The Gram Panchayat will also inform the Programme Officer of the employment allotments made. This information sharing should be done on a prescribed proforma on a weekly basis.

Applicants who are provided work shall be intimated by the Gram Panchayat/ Programme Officer by means of a letter sent to them at the address given in the Job Card, and also by a public notice displayed at the offices of the Gram Panchayat and the Programme Officer.

While providing employment, priority shall be given to women in such a way that at least one-third of the beneficiaries shall be women who have registered and requested for work under the Scheme (Mahatma Gandhi NREGA, Schedule II, Section 6).

10 If a rural disabled person applies for work, work suitable to his/her ability and qualifications will have to be given. This may also be in the form of services that are identified as integral to the programme. Provisions of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 will be kept in view and implemented.

5.11 Schedule II, Section 6 vests the Programme Officer with the responsibility of ensuring that every applicant is provided unskilled manual work. Thus, the overall responsibility of coordination and resource support to the Gram Panchayat and other Implementing Agencies will vest with the Programme Officer. To ensure that every applicant has work according to the legal entitlement, the Programme Officer shall have the power to supervise and direct the Gram Panchayats and the other Implementing Agencies to discharge their responsibilities. If any Implementing Agency fails to do so, the Programme Officer will ensure that the applicants for work are not aggrieved and make arrangements for their employment, while also reporting the matter to the District Programme Coordinator for appropriate action.

## 5.6 TIME-BOUND EMPLOYMENT

5.6.1 The Gram Panchayat/Programme Officer shall be responsible for providing wage employment to the applicant within 15 days of the date of receipt of the application in the case of advance applications, employment will be provided from the date that employment has been sought, or within 15 days of the date of application, whichever is later.

5.6.2 If a Gram Panchayat is unable to provide employment within 15 days, it will be the responsibility of the Programme Officer to do so. The employment allotted by the Programme Officer will be intimated to the Gram Panchayat and vice versa.

5.6.3 If upon receiving a request for work, an Implementing Agency directed by the Programme Officer does not start work on time, or does not employ the persons directed to it for work by the Gram Panchayat, the Programme Officer will make alternative arrangements to ensure employment for those applicants.

# WORKS AND THEIR EXECUTION

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## PERMISSIBLE WORKS

The intention of the Mahatma Gandhi National Rural Employment Guarantee Act (Mahatma Gandhi NRECA) is to provide a basic employment guarantee in rural areas. The Act indicates the kinds of works that may be taken up for this purpose. As per Schedule I of the Act, the focus of the Mahatma Gandhi National Rural Employment Guarantee Scheme (Mahatma Gandhi NREGS) shall be on the following works:

- (i) water conservation and water harvesting;
- (ii) drought proofing, including afforestation and tree plantation;
- (iii) irrigation canals, including micro and minor irrigation works;
- (iv) provision of irrigation facility, plantation, horticulture, land development to land owned by households belonging to the SC/ST, or to land of the beneficiaries of land reforms, or to land of the beneficiaries under the Indira Awas Yojana/BPL families
- (v) renovation of traditional water bodies, including de-silting of tanks;
- (vi) land development;
- (vii) flood-control and protection works, including drainage in waterlogged areas;
- (viii) rural connectivity to provide all-weather access. The construction of roads may include culverts where necessary, and within the village area may be taken up along with drains. Care should be taken not to take up roads included in the PMGSY network under Mahatma Gandhi NREGA. No cement concrete roads should be taken up under Mahatma Gandhi NREGA. Priority should be given to roads that give access to SC/ST habitations;
- (ix) any other work that may be notified by the Central Government in consultation with the State Government.

1.2

The above list of permissible works represents the initial thrust areas. In some circumstances, locations or seasons, it may be difficult to guarantee employment within this initial list of permissible works. In such circumstances, the State Governments may make use of Section 1(ix) of Schedule I, whereby new categories of work may be added to the list on the basis of consultations between the State Governments and the Central Government. Proposals for new categories of work should be discussed and approved in the State Employment Guarantee Council before reference to the Ministry of Rural Development. Justification for recommending the new category of works should be clearly stated. District Perspective Plans must have been made that reflect an exhaustive exercise in exploring all possibilities of feasible permissible works as the basis for recommending new category of work to meet labour demand. If the Central Government wishes to notify a new category of work it will refer the proposal to the State Governments whose responses must be sent within a month.

6.1.3

The maintenance of assets created under the Scheme (including protection of afforested land) will be considered as permissible work under Mahatma Gandhi NREGA. The same applies to the maintenance of assets created under other programmes but belonging to the sectors of works approved in Schedule I of the Act (see above).

6.1.4

Mahatma Gandhi NREGA resources should not be used for land acquisition. Land belonging to small and marginal farmers or SC/ST landowners cannot be acquired or donated for works under the programme.

## 6.2. THE WAGE-MATERIAL RATIO

The ratio of wage costs to material costs should be no less than the minimum norm of 60:40 stipulated in the Act. This ratio should be applied preferably at the Gram Panchayat, Block and District levels. Tools and implements may be procured to enable the workers to execute the work. The cost of tools and implements may be booked under the material component of the Project. State Governments should devise a mechanism for transparent method of procurement of materials to be used under Mahatma Gandhi NREGA.

6.2.1

To avoid duplication, a unique identity number should be given to each work.

6.2.2

To ensure sustainable assets are created and a holistic approach to planning, a Project approach should be adopted towards defining a Work. This will enable subsuming a number of works as activities under an umbrella Work or Project. The Project may be formulated with the Block as a unit so that the Programme Officer may coordinate the activities under it at sub Block levels. Inter Block Projects may also be formulated at the District level.

6.2.3

Standard designs should be put together as a document at the District level and should be made available to Panchayats and other Implementing Agencies. NIC Templates may be used.

## IMPLEMENTING AGENCIES

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The Gram Panchayat is the single most important agency for executing works as the Act mandates earmarking a minimum of 50 per cent of the works in terms of costs to be executed by the Gram Panchayat. This statutory minimum, upto hundred percent of the work may be allotted to the Gram Panchayat (GP) in the annual Self of Projects (SoP).

3.2

The other Implementing Agencies can be Intermediate and District Panchayats, line departments of the Government, Public Sector Undertakings of the Central and State Governments, Cooperative Societies with a majority shareholding by the Central and State Governments, and reputed NGOs having a proven track record of performance. Self-Help Groups may also be considered as possible Implementing Agencies.

3.3

### Role of Line Departments

The role of the Line Department is to give technical support in the nature of estimates, measurement and supervision of the works executed. Works will be executed by Job Card holders. Muster rolls will be maintained. No overhead charge will be given to any line department for this.

- i) The selection of the Implementing Agency, other than the Gram Panchayat that has a mandatory responsibility for work execution, will be based on technical expertise resources, capacity to handle work within the given time frame, and proven track record for work, and the overall interests of beneficiaries. The selection of the Implementing Agency will have to be indicated in the Development Plan. A panel of agencies approved in order of priority may be considered to ensure that alternative options are available in the event where an agency fails to execute the work. This will ensure that works do not suffer because of individual agency failure, and that work seekers get employment on time.
- ii) If any Implementing Agency (including a Gram Panchayat) is unable to execute the works allotted within 15 days, it will immediately inform the Programme Officer, who will entrust it to another agency, chosen from a panel of agencies approved project-wise for that Block in the Development Plan for the District. If a Gram Panchayat does not execute a work within 15 days, the Programme Officer will direct the applicants to a work being executed by another Implementing Agency. The time for various activities must be fixed according to the needs of workers, particularly migrant workers.
- iii) As stated in the Act (Schedule I), contractors cannot be engaged in any manner in the execution of works.



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## 6.4 SANCTIONING OF WORKS

- 6.4.1 All works will be required to obtain Administrative Sanction and Technical Sanction in advance, by December of the year preceding the proposed implementation.
- 6.4.2 Once a demand for employment is received, works will be started from the shelf of approved works ready with technical and administrative sanctions.
- 6.4.4 The Gram Panchayats are generally the appropriate authorities empowered to 'start' works (by issuing work orders) and to allocate employment among persons who have applied for work.
- 6.4.5 The Programme Officer shall also act as the authority empowered to 'start' works (by issuing work orders) if the demand for employment is either received by the Programme Officer or referred to it by the Gram Panchayat.

## 6.5. WORK EXECUTION

- 6.5.1 Before starting a work, the Gram Panchayat shall inform the Programme Officer, so that the Programme Officer may issue the required muster rolls. Each muster roll shall have a unique identity number and be certified by the Programme Officer. The format of the muster roll will be as indicated in Annexure B-3. The muster roll will indicate the job card number and name of the worker, days worked. Workers attendance and the wages paid will be shown against each name with the signature/thumb impression of the worker.
- 6.5.2 Numbered Muster rolls will be maintained on the work site. No kachcha muster roll is to be used.
- 6.5.3 A detailed record of muster rolls will be maintained in the registers as per Annexures B-3, B-4, B-5 and B-6.
- 6.4.4 All work must be executed by the workers who have job cards and who have demanded work. This is necessary to avoid contractors. No person below the age of 18 should be permitted to work under Mahatma Gandhi NREGA projects.
- 6.4.4 **Mates**
- i) Mates - Their Selection

For supervision of work and recording attendance of worksite, a Mate may be designated for each work. Mates should be selected through a fair, transparent and participatory process. Adequate representation of women among mates should be ensured. The educational requirements should be no higher than what is required for effective discharging of the mate's responsibilities (e.g. Class 5 or Class 8). An adequate number of mates should be trained in each village (e.g. 5-6 mates

and within Districts. This is of particular significance in areas with a high degree of location specificity and variability in the soil, slope and geological conditions and seasonal variation. Therefore, a matrix of rates for the same task needs to be drawn up that follows ecological rather than administrative boundaries. The Schedules of Rates (SOR) may be prepared on the basis of these studies.

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SORs of various executing agencies for similar nature of activities and outputs in the same area must be same. Since SORs would have horizontal application across the departments/agencies, they should be notified by the competent authority of the State.

The SOR with standard designs should be proactively disclosed and widely publicized. In particular, the SOR should be posted at worksites in the vernacular, in a manner that is legible and comprehensible to labourers using the simple terminology of 'people's estimates'.

Measurement will be recorded in the Measurement Books maintained by qualified technical personnel in charge of the worksite. Relationship should exist between daily measurement of Mates and measurement by technically qualified personnel. Verification should be done by qualified personnel a week before payment of wages. Measurement should be done on a daily basis and in a transparent manner.

## 8 WORKSITE FACILITIES

8.1 Worksite facilities are to be ensured by the Implementing Agency. Medical aid, drinking water, shade, and crèche if there are more than five children below the age of six years will have to be provided (Mahatma Gandhi NREGA, Schedule II, Sections 27 and 28)

8.2 If more than five children below the age of six years are present at the worksite, a person (preferably a woman) should be engaged under Mahatma Gandhi NREGS to look after them. She will be paid a wage equal to the prevalent wage rate paid to the unskilled worker. The expenditure will be separately recorded and will not be included as part of the work measurement.

6.8.3 Location of crèche should be so planned that it is optimally utilized. Normally, one crèche should be opened to one worksite or group of worksites.

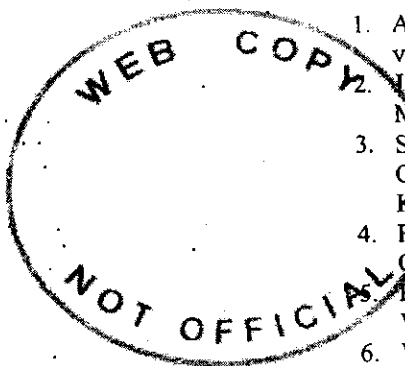
## 6.9. PROJECT COMPLETION REPORT (PCR)

On completion of every project, a Project Completion Report (PCR) should be prepared as per the prescribed format in the Works Register and the details entered therein should be verified by a senior officer. A photograph of the completed work should be taken as a record of the work and attached to PCR. PCR should be placed in the file pertaining to the work in the office of the Implementing Agency. This would serve as a record of verification of completion of work.

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# ANNEXURE - 4

## IN THE HIGH COURT OF JUDICATURE AT PATNA Civil Writ Jurisdiction Case No.8681 of 2012



1. Ajay Kumar Choudhary son of Late Ram Nath Choudhary, resident of village - Purbi Dahiyawan, PO Chapra, PS Chapra Sadar, District Saran
2. Nitendra Kumar Singh son of Nand Kumar Singh, resident of village - Mahuani, PO Saidpur, Via - Narawan, District Saran
3. Shivendra Narayan Singh son of Mahendra Prasad Singh, resident of C/o Chintamani Devi, East Ashok Nagar, Road No. 14, Gali No. 4, PS Kankarbagh, Kankarbagh, Patna -20
4. Rajesh Kumar Gupta son of Arjun Prasad Sah, resident of Mohalla R K Colony, PO Mahendru, PS Sultanganj, Patna
5. Brajesh Kumar Pandey son of Shri Bansidhar Pandey, resident of Village & PO Naraon, PS Awatarnagar, District Saran
6. Vijay Kumar son of Shri Laxman Manjhi, resident of Mohalla - Malkhana Chowk, PO and PS Bhagwan Bazar, District Saran
7. Chandra Kishore Pratap son of Rajkishore Manjhi, resident of village Gopalpur, PO Meharouli, PS Duriganj, District Chapra
8. Manjay Kumar son of Satyadew Singh, resident of Village Bansdih, PO & PSMadarpur, District Saran
9. Rahul Kumar Manjhi son of Ambika Manjhi, resident of Village Manupur Jahandir, PO & PS Mirpur Juara, District Chapra
10. Rabindra Paswan son of Dharam Nath Paswan, resident of village & PO Chirand, PS Doriganj, Via Gultenganj, District Saran
11. Rajesh Kumar son of Sri Bhagwat Singh, resident of village & PO Kujapi, PS Chandauti, District Gaya
12. Rajnath Rishideo son of Satyanarayan Rishideo, resident of village & PO Chorauwan, PS Baniyapur, District Saran
13. Vikas Kumar Son of Sri Gopal Prasad, resident of village Mallah Toli, PO Buniyadiganj, PS Mofassil, District Gaya
14. Om Prakash son of Sri Ram Sunder Ram, resident of village Halde Chapra Naika Tola, PO Ram Nagar, PS Maner, District Patna
15. Shiw Sharan Das son of Chhabi Lal Das, resident of C/o Sanjay Kumar, Behind the Ghandhi High School, Ratanpur, PS Bhagwan Bazar, District Chapra
16. Dilip Kumar Sons of Deolal Sah resident of H/o Badrinarayan Gupta, Sita Saran Lane (Matri Sadan), Gauriasmath, PS Jakkanpur, District Patna
17. Balam Prasaad son of Sidheshwar Prasad, resident of C/o Sri Ram Hello Centre, Station Road (Near Well), Warisaliganj PS Warisaliganj, Nawada, District Nawada
18. Mukesh Kumar, son of Ram Kripal Sharma, resident of villadge Mandilpur, PO & PS Rahui, District Nalanda
19. Awadhesh Ray son of Shri Raj Balam Ray, resident of village Dhanavti, PO & PS Mashrak, District Saran
20. Krishna Pratap son of Sri Dhanbir Singh, resident of near the house of Nageena Singh, Dahiyawan, PS Chapra Sadar, District Saran
21. Rajesh Kumar Choudhary son of Late Rampujan Choudhary, resident of Village Sandha Dhala, PO Sandha, PS Chapra Mufassil, District Chapra
22. Sanjay Choudhary son of Yadunandan Choudhary, resident of Mohalla - Katra Baradharri, Bhagwan Bazar, District Chapra
23. Abhishek Amritanshy son of late Brahmdeo Prasad, resident of Near

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- T.O.P. No. 2 and 4, PS Bhagwan Bazar, District Chapra
24. Prem Prakash son of Sri Shukdeo Sharma, resident of At & PO Dharampur, District Nalanda
  25. Kanak Lata daughter of late Jagannath Prasad, resident of Mohalla Sahebganj Purani Phal Gola, PS Chapra Sadar, District Chapra
  26. Navin Kumar Singh son of Kamal Pati Singh, resident of Mohalla Postal Colony No.2, Dahiyawan, PS Bhagwan Bazar, District Chapra
  27. Sanjeev Kumar son of Krishneshwar Sharma, resident of C/o Shiva Chandra Sharma, Eastern Lane of Siya Masjid, Dhaniyawan, PS Chapra sadar, District Chapra
  28. Ashutosh Kumar son of Chandi Dutt Ojha, resident of Mohalla Dahiyawan Tola, North of Municipal Chowk, PS Chapra Sadar, District Chapra
  29. Birendra Nath Trivedi son of Late Satyanarayan Trivedi, resident of village Hathisar, PO Gaura, PS Nagra, District Saran
  30. Anil Kumar Ray son of Raghunath Prasad Ray, resident of C/o T N Roy, East Patel Nagar, PS Shastrinagar, Road No.5, Patna -23
  31. Santosh Kumar Prasaad son of Murari Prasad, resident of village Gangjargatti, PS SADhpur, Via Khodaibagh, PS Khaira, District Saran
  32. Deep Kumar son of Sri Sidheshwar Prasad, resident of village Sohan Bigha, PO Pandey Persawan, PS Magadh Medical, District Gaya
  33. Sanjay Paswan son of Sri Ramjee Paswan, resident of Village Jamuntola, PO Dulatpur, PS Bhawanganj, District Patna
  34. Sanjay Kumar son of Sri Devnandan Prasad, resident of village Brahamchari, PO Sherpur, PS Maner, District Patna
  35. Anil Kumar son of Sri Ramchandra Chauhan, resident of village Jodhan Bigha, PO and PS Diha, District Sheikhpur
  36. Anil Kumar Ram son of Chandrika Ram, resident of village & PO & PS Keelpur, District Siwan
  37. Rajesh Kumar Yadav son of Sri Rajdeo Rai, resident of village & PO Harpur Jan, PS Rajapatti, District Saran
  38. Pradeep Kumar son of Shiv Shankar Prasad, resident of village Padmoul, PO Arna, PS Mashrakh, District Saran
  39. Ramesh Ram son of Hazari Ram, resident of village & PO Serukahan, PS Mashrakh, District Saran
  40. Jai Bhagwan Ram son of Dharmnath Ram, resident of village & PO Mukrera, District Saran
  41. Atulranjan son of Shri Munishwar, resident of village Pachkhanda, PO & PS Mashrakh, District Saran
  42. Ranjan Kumar son of Bashudeo Ram, resident of PG Hostel, Rani Ghat ( ST AFF Quarter), Mahendru, PS Sultanganj, District Patna- 06
  43. Sujendra Prasad Singh son of Prayag Singh, resident of Mohalla Shitala Sthan Talabpar, PO & PS Islampur, District Nalanda
  44. Mustakin Ansari son of Abdul Aziz Ansari, resident of village & PO Kaituka Lachchi, PS Amnour, District Saran

..... Petitioners

Versus

1. The State Of Bihar through the Principal Secretary, Rural Development Department, Govt. of Bihar, Patna
2. The Principal Secretary, Rural Development Department, Govt. of Bihar, Patna

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3. District Magistrate, District Saran
4. Deputy Development Commissioner-cum-Chief Executive Officer,  
District Saran

..... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Raju Giri  
For the Respondent/s : Mr. Anjani Kumar AAG10

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA VERMA  
ORAL ORDER

05-07-2012

Upon hearing learned counsel for the petitioners as well as the State Counsel, it reveals that the petitioners' appointment was made in the office of District Rural Development Agency in the district of Saran as Panchayat Rojgar Sevaks under the scheme MGNREGA. In the year 2006 selection was made after due advertisement and in the advertisement it was specifically mentioned that Rs.2000/- per month shall be paid. Thereafter the petitioners were selected, they joined on different dates, and were getting Rs.2000/- per month. By the impugned order contained in letter no. 11424 dated 23.9.2010 (Annexure 4) issued under the signature of the Principal Secretary, Rural Development Department, Govt. of Bihar, there is no change in the nature of work and duties but the condition of contract has been changed unilaterally. By the changed condition it has been inserted that they will work on daily wages and shall be paid on the basis of man days as provided for self-employment scheme under MGNREGA which is not applicable in the present case. As

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the petitioners were appointed on contract basis on fixed amount of Rs. 2000/- per month, they cannot be treated at par with the labour deployed under the MGNREGA. This position cannot be better explained in any counter affidavit.

Accordingly, the impugned order as contained in Annexure -4 is set aside. The writ petition is allowed. Consequences shall follow.

**(Prakash Chandra Verma, J)**

mrl

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NO

# ANNEXURE -5

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**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.7338 of 2014**

Sanjoy Choudhary & Ors

..... Petitioners

Versus

The State of Bihar & Ors

..... Respondents

**Appearance :**

For the Petitioners

Mr. Nikhil Agrawal,

Mr. Santosh Kumar Mishra

Ms. Aditi Hansaria, Advocates

For the Respondents

Mrs. Neelu Agrwal, GA 6

Mr. Avinash Kumar, AC to GA 6

**CORAM: HONOURABLE MR. JUSTICE JAYANANDAN SINGH**  
**ORAL ORDER**

2 15-05-2014

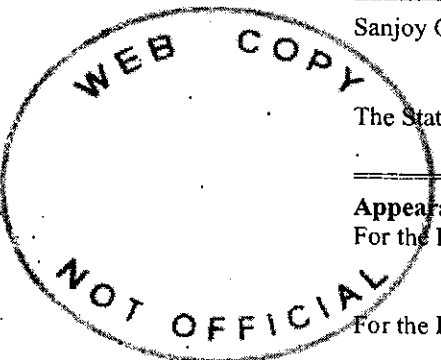
Learned counsel for the respondents is requested to seek instructions and file counter affidavit in this case.

Put up after four weeks under the same heading.

Till further orders, status quo as of today shall be maintained in respect of the petitioner.

B.T/-

**(Jayanandan Singh, J)**



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IN THE HIGH COURT OF JUDICATURE AT PATNA  
Civil Writ Jurisdiction Case No.6491 of 2014

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Ram Sevak Shahi & Ors

Versus

..... Petitioner/s

The State of Bihar & Ors

..... Respondent/s

Appearance :

For the Petitioner/s

Mr. Ajay Kumar Singh

For the Respondent/s

Mr. Sc-1 M.K. Sinha

CORAM: HONOURABLE MR. JUSTICE JAYANANDAN SINGH  
ORAL ORDER

2 16-05-2014

Put up along with C.W.J.C. No. 7338 of 2014.

Respondents may file their counter affidavit in the  
meanwhile.

Till further orders, status quo as of today in respect  
of the petitioners shall be maintained.

(Jayanandan Singh, J)

Pradeep/-



revenue village), to ensure that there is an adequate "pool" of trained mates at all times. The ratio of mates to labourers at a given worksite should be at least 1:50. Suitable norms in this regard may be specified by the State Government in consultation with the State Employment Guarantee Council. Mates should be rotated for a work on a fortnightly basis when the muster is usually closed.

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ii) Training of Mates

Every mate should receive several days of training, both "classroom" training and "on-site" training. Joint trainings with Gram Rozgar Sevaks and/or Panchayat Secretary are particularly recommended. Mate training should cover the following topics, at the very least: (1) main provisions of Mahatma Gandhi NREGA; (2) entitlements of Mahatma Gandhi NREGA workers; (3) worksite facilities; (4) transparency safeguards at the worksite; (5) muster roll maintenance; (6) work measurement. Each trained mate should be equipped with a "kit" including items such as measuring tape, calculator and first-aid and diary for recording daily measurements. Mates should also be given helpline and emergency phone numbers.

iii) Duties of mates

Mates should have a clear "Job Chart", specifying their responsibilities, and they should be held accountable in the event of any lapse. The following duties should normally be part of the Job Chart:

- a) Formation of groups, marking out the task required to earn the minimum wage (as per the Schedule of Rates)
  - b) Maintenance of Muster Rolls at the worksite (including recording the names of workers on the first day of work and marking attendance every day). The mate will be directly responsible for ensuring the authenticity of data in the muster rolls, and the quality of work execution
  - c) Task done by each group on a daily or weekly basis.
  - d) Ensuring provision of worksite facilities: provision of shelter, designating labourers for provision of child care facilities and water, medicine kit.
  - e) General worksite supervision.
  - f) Dealing with emergencies, e.g. accidents at the worksite.
- iv) Remuneration of mates

The wages of mates should generally be similar to those of semi-skilled workers, and in any case no less than those of unskilled workers. The remuneration of mates should be included in the cost estimates, under the "material component" of Mahatma Gandhi NREGA works.

## 6.6. PROJECT INITIATION

Before starting work following activities should be taken up on the worksite:

- 6.6.1 Project initiation meeting should be held with all the workers on the site where work has to start. In the meeting the workers should be explained the provisions of the Act, the system of payment of wages, SOR, information on worksite facilities and their entitlements in the event of their injury by accidents or death or injury or death of any child accompanying the worker. It should be explained that no discrimination in payment of wages will be done only on the basis of gender.
- 6.6.2 A sample pit may be dug to indicate the standard output which is expected from workers to be entitled for payment of proportionate wages.
- 6.6.3 Workers may be divided into small groups of 4-6 persons for easy execution of works, measurement of work and proper calculation of wages of the worker.
- 6.6.4 Accounts of the workers either in the bank or the post offices may be opened by mobilizing the staff of the banks or the post offices at the worksite.
- 6.6.5 The Citizen Information Board with Mahatma Gandhi NREGA logo (as per Annexure B-18) must be set up containing essential information, details of work, SoRs, estimates, workstatus.

## 6.7 MEASUREMENT OF WORK AND SCHEDULE OF RATES

- 6.7.1 States may evolve norms for measurement of work. The factors underlying this may include a set of the following key considerations:
- i) The first is to ensure that all tasks required for undertaking the works under Mahatma Gandhi NREGS are identified clearly and that nothing remains invisible and underpaid in piece-rate work. Clubbing/bundling of separable tasks (e.g. digging and lifting) should be avoided.
  - ii) The second is to devise productivity norms for all the tasks listed under piece-rate works for the different local conditions of soil, slope and geology types in such a way that normal work for the prescribed duration of work results in earnings at least equal to the wage rate
  - iii) The third is to devise measurement norms (individual versus collective), time lag between execution and measurement, in order to reduce corruption and underpayment.
- 6.7.2 For this purpose, the State Governments may undertake comprehensive work, time and motion studies. These studies will observe out-turn and fix rates after detailed location specific observations. This implies that productivity norms must follow possible out-turn under different geo-morphological and climatic conditions, across

According to Section 14(d) of the Act, the District Programme Coordinator will coordinate with the Programme Officers and the Implementing Agencies to ensure that applicants are provided employment as per their entitlements. If a Programme Officer fails to provide employment, the District Programme Coordinator will intervene to make appropriate arrangements for employment.

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going to complete 7 years of continuous satisfactory service without there being any contract. The government willingly and without any murmur, took work from the petitioners and the petitioners also discharged their official duties and in lieu thereof they are getting their salary till date. They are continuing on their respective posts till date inspite of the impugned letter.

13. That it is humbly submitted that the respondents have failed to appreciate and consider that there exists an organizational set up who is in toto responsible to carry out MNREGA scheme/creation of mandays. The completion of MNREGA scheme also depends on availability of funds and various sanctions from administrative and technical departments. Hence, undermining these realities, the petitioners as Panchayat Rozgar Sewaks cannot be solely held responsible for non-execution and