

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Review No.377 of 2013

Arising out of

LPA No. 1654 of 2010

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1. Ram Ratan Kumar, son of late Vedanand Kumar, resident of village-Telghee, P.S.-Kharik, District-Bhagalpur.
 2. Md. Nisharual Haque, son of late Tuntun Nadaf, resident of village-Narkatia, P.S.-Kharik, District-Bhagalpur.
 3. Pravin Kumar, son of late Jagdeo Prasad Mandal, resident of village-Dhol Bajja, P.S.-Dhol Bajja, District-Bhagalpur.
 4. Alij Devi, wife of Vidyakar Jha, resident of village-Nagarh, P.S.-Naugachia, District-Bhagalpur.

.... Respondents/Petitioners

Versus

1. The State of Bihar through the Principal Secretary, Department of Personnel and Administrative Reforms, Govt. of Bihar, Patna.
2. The Principal Secretary, Human Resources Development Department, Govt. of Bihar, Patna.
3. The District Magistrate-cum-Chairman of District Compassionate Appointment Committee, Bhagalpur.
4. The District Superintendent of Education, Bhagalpur.
5. Prabhakar Kumar Gupta, S/o late Jitendra Das, R/o Gonoul P.S.-Sultanganj, Dist.-Bhagalpur.

.... Appellants/Respondents/Opposite Parties.

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Respondent/s : Mr. Anuj Kumar, AC to GP-24

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 23-11-2016

The petitioners seek review of the order dated 14th August, 2013 passed by the Division Bench of this Court in LPA No. 1654 of 2010 relying upon the order passed by the Supreme Court in Vishwanath Pandey vs. State of Bihar and others [(2013) 10 SCC 545].

The judgment in Vishwanath Pandey's case (supra) was not referred to at the time of hearing of the Letters Patent Appeal. Therefore, we do not find that the petitioners can be permitted to rely upon such judgment in a review petition.

Consequently, the Review Petition is dismissed.

(Hemant Gupta, ACJ)

(Ashwani Kumar Singh, J)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	N. A.
Uploading Date	30.11.2016
Transmission Date	N.A.