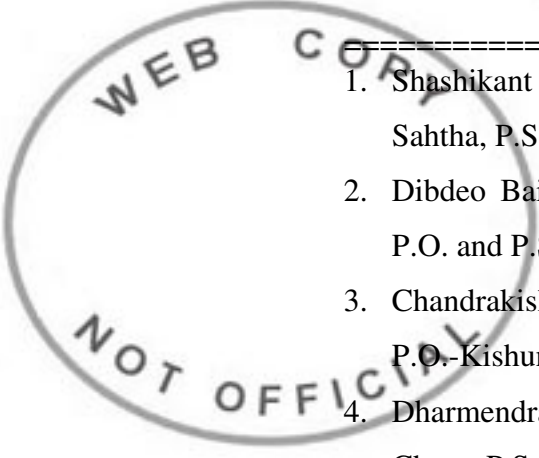


IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 9999 of 2014
Along with
Interlocutory Application No. 9114 of 2014

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1. Shashikant Singh, son of Ganesh Prasad Singh, resident of village and P.O. Sahtha, P.S. Bhagwanpur, District-Vaishali (Bihar).
 2. Dibdeo Baitha son of Damodar Baitha, resident of village Parsauni Devajit, P.O. and P.S. Mehasi, District-East Champaran (Bihar).
 3. Chandrakishore Singh son of Late Shiv Chandra Singh, resident of village and P.O. Kishunpur Madhuban, P.S.-Kurhni, District-Muzaffarpur (Bihar).
 4. Dharmendra Kumar Rai, son of Ram Ashish Rai, resident of village Chand Chore, P.S. Ujiarpur, District-Samastipur.
 5. Ramu Paswan, son of Kamaldeo Paswan, resident of village Kharauna Dih, P.S. Kurhni, District-Muzaffarpur (Bihar).
 6. Mukesh Mahto, son of Sri Mahrachan Mahto, resident of village Madhuban, P.S.-Karja, District-Muzaffarpur (Bihar).
 7. Binod Mahto, son of Mahrachan Mahto, resident of village Madhuban, P.S.-Karja, District-Muzaffarpur (Bihar).
 8. Suresh Sah, son of Late Kusheshwar Sah, resident of village Silout, P.S.-Maniyari, District-Muzaffarpur (Bihar).
 9. Umesh Mahto, son of Bhola Mahto, resident of village Pakri Pakohi, P.S.-Karja, District-Muzaffarpur (Bihar).
 10. Dipu Sah, son of Raghunath Sah, resident of village Silout, P.S.-Maniyari, District-Muzaffarpur (Bihar).
 11. Surendra Giri, son of Sri Janeshwar Giri, resident of village Rajua Barbari, P.S. Mehsi, District-Motihari (Bihar).
 12. Ramesh Sah, son of Bindeshwar Sah, resident of Kishanpur Chit, P.S.-Maniyani, District-Muzaffarpur (Bihar).
 13. Kuldeep Mahto, son of Sri Bindeshwar Mahto, resident of village Jithan Khurd, P.S.-Karja, District-Muzaffarpur (Bihar).
 14. Uma Shankar Singh, son of Late Sakal Singh, resident of village Bishunpur, Madhuban, P.S.-Kurhni, District-Muzaffarpur.
 15. Putul Mahto, son of Sri Gona Mahto, resident of village Pakari, Pakohi, P.S.-Karja, District-Muzaffarpur (Bihar).
 16. Pramod Bhagat, son of Late Ram Chandra Bhagat, resident of village Parsauni, Devajit, P.S.-Mehsi, District-East Champaran (Bihar).

17. Shri Shankar Giri, son of Sri Jaleshwar Giri, resident of village Rajua Barbari, P.S.-Mehsi, District-Motihari (Bihar).

18. Rakesh Sah, son of Late Kusheshwar Sah, resident of village Silout, P.S.-Maniari, District-Muzaffarpur (Bihar).

.... Petitioner/s

Versus

1. The Union of India through General Manager, East Central Railway, Hazipur.
2. The Chairman, Railway Board, Ministry of Railway, Rail Bhawan, New Delhi-110001.
3. Assistant Commercial Manager E.C. Railway, Sonapur.
4. Assistant Labour Commissioner (Central) Maurya Lok Complex, A-Block, IInd Floor Room No. 6/16 Patna.

.... Respondent/s

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Appearance :

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

For the Respondent/s : Mr. D. K. Sinha, Sr. Advocate.

Mr. Bijoy Kumar Sinha,
Advocate.

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CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA

and

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

Date: 05-04-2016

The petitioners have filed the writ petition before this Court on the strength of the Supreme Court's order dated 10th March, 2014 in respect of a person holding a civil post under the Union. In terms of the Administrative Tribunal Act, 1985 such petition has to be filed before the Administrative Tribunal only.

Learned counsel for the petitioners states that Interlocutory Application has been filed to challenge the order of the Central Administrative Tribunal, Patna Bench, Patna (hereinafter referred to as the 'Tribunal') whereby an original application filed by

the petitioners was earlier dismissed.

We find that the order of Tribunal cannot be permitted to be challenged through an interlocutory application.

In view thereof, learned counsel for the petitioners wishes to withdraw the present petition with liberty to challenge the order passed by the Tribunal by way of an appropriately constituted writ petition.

The writ petition is dismissed as withdrawn with liberty aforesaid. As and when any petition is filed, the same shall be considered and decided in accordance with law.

(Hemant Gupta, J.)

(Ahsanuddin Amanullah, J.)

Anand Kr.
N.A.F.R.

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