

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1069 of 2017

In
Civil Writ Jurisdiction Case No. 8707 of 2017

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1. Sambhu Kumar Singh, son of late Amar Nath Singh, Resident of Village-Rupas (Rahimpur Tola) P.O. Rupas, P.S. Athamalgola, Barh, District-Patna, General Secretary, Madhyamik Shikchhak Sansthan, Pradesh Madhyamik Shikchhak Sangh, Bihar
 2. Ganesh Prasad Singh, son of late R.N.Singh, Resident at Shivajipath, Yarpur, P.O. GPO, P.S. Gardanibagh, District-Patna, General Secretary, Bihar Intermediate teaching and Non-teaching Mahasangh
- Appellant/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Old Secretariat, Patna
2. Principal Secretary, Department of Education, Government of Bihar, New Secretariat, Patna
3. Director, Secondary Education, Government of Bihar, Budh Marg, Patna
4. Bihar School Examination Board through its Chairman, Sinha Library Road, Patna
5. The Secretary, Bihar School Examination Board, Sinha Library Road, Patna
6. Anand Kishore, Divisional Commissioner, Patna cum- Chairman, Bihar School Examination Board, Sinha Library Road, Patna

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Rajesh Kumar Sharma, Advocate
For the Board : Mr. Lalit Kishore, Senior Advocate
Mr. Satyabir Bharti, Advocate
Ms. Aparna Arun, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 24-08-2017 After making submissions for some time and faced with the legal principles and law governing issuance of a writ of quo warranto, learned counsel for the appellants made a fair submission to say that he be permitted to withdraw the original writ petition and the cost directed by the learned Writ Court be not



recovered and the order to that extent be modified.

We find the prayer to be reasonable, by warning the appellants to be careful in future while filing such petition, we permit them to withdraw the writ petition.

The writ petition is dismissed as withdrawn without any cost and the appellants are not required to deposit the cost as directed by the learned Writ Court and the writ petition is dismissed as withdrawn without any cost.

The appeal stands disposed of accordingly.

(Rajendra Menon, CJ)

S.Pandey/-

(Anil Kumar Upadhyay, J)

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