

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.2029 of 2016

In

Civil Writ Jurisdiction Case No.3764 of 2013

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Sunita Kumari Daughter of Kedar Nath Pandey Resident of village - Rampur
Pandey Tola, P.O. and P.S. Bhagwanpur Hatt, District Siwan

... .. Appellant

Versus

1. The State of Bihar
2. The Principal Secretary, Education Department, Government of Bihar, New Secretariat, Patna
3. The Director, Primary Education, Government of Bihar, New Secretariat, Patna
4. The District Magistrate, Siwan, District - Siwan
5. The District Teacher Employment Appellate Authority, Siwan, District Siwan through the Presiding Officer
6. The District Education Officer, Siwan, District Siwan
7. The District Programme officer (Establishment), Siwan, District Siwan
8. The Block Development officer, Bhagwanpur Hatt, District Siwan
9. The Mukhiya, Gram Panchayat Raj, Mahammadpur, Block Bhagwanpur Hatt, District Siwan
10. The Panchayat Secretary, Gram Panchayat Raj, Mahammadpur, Block Bhagwanpur Hatt, District Siwan
11. Richa Kumari Daughter of Sri Rama Shankar Pandey Resident of village and P.O. Bankat, P.S. Bhagwanpur Hatt, District Siwan

... .. Respondents

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Appearance :

For the Appellant/s : Mr. S.B.K.Mangalam, Advocate

For the Respondent/s : Mr. ASHUTOSH RANJAN PANDEY-AAG15

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

2 18-12-2017 In the interest of justice the delay of 246 days is condoned.

I.A. No. 8388 of 2016 is allowed. Matter is thereafter taken up
on merits.

Heard learned counsel for the petitioner and counsel for the
State.

In view of the ratio and the decision laid down in the case



of *Kalpana Rani Vs. State of Bihar and others*, reported in **2014 (2) PLJR 665 (F.B.)**, there is no occasion to interfere with the decision of the learned single Judge. The law is well settled that the issue in relation to any dispute on the question of appointment of Panchayat Shiksha Mitra cannot be opened now after 01.07.2006.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

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