

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1103 of 2014
IN
Civil Writ Jurisdiction Case No. 5559 of 2013**

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1. Baby Kumari W/o Arbind Kumar Chakravarty resident of Village Rahsha East, P.O and P.S. Bhagwanpur, District- Vaishali.

.... Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Bihar, Patna.
2. The Director, Primary Education, Bihar, Patna.
3. The District Magistrate, Vaishali at Hajipur.
4. The District Education Officer, Vaishali at Hajipur.
5. The Block Development Officer, Goraul, Vaishali.
6. The Block Education Extension Officer, Goraul, Vaishali.
7. The Mukhiya, Gram Panchayat Raj, Rasulpur Turki, P.O., Asoi, P.S. Bhagwanpur, District- Vaishali.
8. The Panchayat Secretary, the Gram Panchayat Raj Rasulpur, Turki, P.O. Asoi, P.S. Bhagwanpur, District- Vaishali.
9. Shatrughan Kumar Thakur Son of Late Shobhit Thakur Resident of Village Rasulpur Turki, P.S.- Bhagwanpur, District- Vaishali.
10. Sudhir Kumar Son of Shri Devendra Prasad Singh Resident of Village Bishunpur Pandey, P.S. Bhagwanpur, District- Vaishali.
11. Rajesh Kumar Son of Shri Vishwanath Singh Resident of Village Bishunpur Bandey, P.S. Bhagwanpur, District- Vaishali.
12. Anju Kumari W/o Shri Mukul Kumar Singh Resident of Village Rasulpur Turki, P.S.- Bhagwanpur, District- Vaishali.
13. Shiv Shankar Ram Son of Shri Rameshwar Ram Singh Resident of Village Bishunpur Pandey, P.S. Bhagwanpur, District- Vaishali.
14. Rama Kant Sah Son of Sri Ram Sevak Sah Resident of Village Sarangi, P.O. Bishunpur Bandey, Bhagwanpur, District- Vaishali.
15. Sunil Kumar Son of Ambika Thakur Resident of Village Rasulpur Turki, P.S.- Bhagwanpur, District- Vaishali.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Manish Chandra Gandhi
For the Respondent/s : Mr. AC to AAG 15

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**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL**

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 10-04-2017



Law is well settled by Full Bench in the case of Kalpana Rani v. State of Bihar & others, reported in 2014 (2) PLJR 665. The question of any appointment on the post of Panchayat Shiksha Mitra whatever be the submission or the factual aspect cannot be gone into or relief can be granted in favour of any person on a non-existent post. The learned Single Judge to that extent has not committed any error of law.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

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AFR/NAFR	NAFR
CAV DATE	NA
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Transmission Date	NA

