

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.634 of 2014
IN
Civil Writ Jurisdiction Case No. 2959 of 2011**

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Shakuntla Devi Wife of Late Rajendra Singh Resident of Village - Rukundipur,
P.S. Daraundah, District - Siwan

.... Appellant

Versus

1. The State of Bihar through the Secretary, Department of Education, Government of Bihar, New Secretariat, Patna
2. The Director, Secondary Education, Government of Bihar, New Secretariat, Patna
3. The Director, Secondary Board of Education, Budh Marg, Patna
4. The Regional Deputy Director, Saran Division, Chapra
5. The District Education Officer, Siwan
6. The Accountant General, Bihar, Patna

.... Respondents

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Appearance :

For the Appellant : Mr. Sanjay Kumar Singh, Advocate
For the Respondent State: Mr. MD. N. Hoda Khan, SC-1
Mr. Naushaduzzoha, AC to SC-1

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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: 18-03-2017

Heard counsel for the appellant and counsel for the
State.

The appeal is dismissed because the order dated
23.09.2011 held that a second writ application for the same cause of
action when the previous writ was withdrawn is not maintainable is
within the frame work of law laid down by the Hon'ble Apex Court
in the case of *Sarguja Transport Service Vs. State Transport
Appellate Tribunal, M.P., Gwalior and Ors.*, reported in AIR 1987



SC 88.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Pawan/-

AFR/NAFR	NAFR
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