

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1675 of 2013
IN
Civil Writ Jurisdiction Case No. 18565 of 2011**

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1. Dhaneshwar Prasad Gupta Son Of Late Sri Jitendra Prasad Resident Of Village- Deonagar, Banu Chhapra, P.S.- Bettiah (M), District- West Champaran
 2. Vibha Kumari Daughter Of Prahakar Mishra, Wife Of Ramesh Kumar Pandey Resident Of Village- Raj Dhurva, P.S.- Manua Pal, District- West Champaran
 3. Anupma Kumari Daughter Of Punyadeo Ram, Wife Of Kameshwar Singh Resident Of Village- Aranhawa, P.O.- Chanayan Bandh, P.S.- Majhwali, District- West Champaran
 4. Kumari Anita Sharma Daughter Of Sri Satya Narayan Prasad, Wife Of Rajesh Sharma Resident Of Village- Mahiwa, P.S.- Chanpatia, District- West Champaran
 5. Sitara Sultana Daughter Of Md. Ramjan Ansari, Wife Of Md. Mubarak Ansari Resident Of Village- Gidha, P.O.- Chaubey Tola, P.S.- Chanpatia, District- West Champaran
 6. Daroga Mahto Son Of Ram Agya Mahto Resident Of Village + P.O.- Barbat Prusarain, P.S.- Bettiah (M), District- West Champaran
 7. Kumari Geeta Bharti Daughter Of Sri Yogendra Rai, Wife Of Nawal Kishore Roy Resident Of Village- Boldari, P.S.- Bettiah (M), District- West Champaran

.... Appellant/s

Versus

1. The State Of Bihar, The Secretary, Human Resources Development Department, Govt. Of Bihar, Patna
2. The Director, Primary Education, Govt. Of Bihar, Patna
3. The District Magistrate, West Champaran
4. The Sub-Divisional Education Officer, Bettiah
5. The Block Development Officer, Majhauria, West Champaran
6. The Mukhiya, Gram Panchayat Raj Chanayan Bandh Block Majhauria District- West Champaran
7. The Panchayat Secretary, Gram Panchayat Raj Chanayan Bandh Block Majhauria District- West Champaran
8. Vibha Kumari D/O Bashudeo Jha Resident Of Village- Gujar Baliya, P.S.- Majhauria, District- West Champaran
9. Asha Kumari D/O Ramjee Prasad Resident Of Village- Gujar Baliya, P.S.- Majhauria, District- West Champaran
10. Rina Kumari D/O Sri Shambhu Prasad Resident Of Village- Balrampur, P.O.- Chanayan Bandh, P.S.- Majhauria, District- West Champaran
11. Punam Kumari W/O Bijay Ram Resident Of Village- Barohiya, P.S.- Chanpatiya, District- West Champaran
12. Babli D/O Pramod Kumar Resident Of Village- Badha Balua, Patahi, District- West Champaran
13. Nasrullah Sai D/O Ishar Sai Resident Of Village- Vishambharpur, P.S.- Manjhaulia, District- East Champaran
14. Ajay Sah S/O Ashok Dhuruv Sah Resident Of Village- Bhagarwa, P.S.- Majhauria, District- West Champaran



15. Ravi Ranjan Kumar S/O Kanhaiya Prasad Srivastava Resident Of Village-Bhagarwa, P.S.- Majhoulia, District- West Champaran

.... Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Sushil Kumar, Advocate Mr. Ram Chandra Singh, Advocate
For the Respondents 8-15	:	Mr. R. S. Pradaha, Sr. Advocate Mr. Rajeev Lochan, Advocate
For the State:		Mr. Gyan Shankar, AC to GP-2

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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: 09-03-2017

Heard learned counsel for the appellants, counsel for the private-respondent nos. 8 to 15 and counsel for the State.

Writ application of these appellants came to be dismissed by the Learned Single Judge vide order, dated 16.09.2013. The primary reason for dismissal of the writ application seems to be that these appellants never made any grievance or raised any cause of action before the competent authority after the appointment of the private-respondents way back in the year 2007 and that such appointment was not required to be interfered with after almost a decade, since settled position cannot be unsettled just at the asking and convenience of these appellants.

The Court is of the opinion that the conclusion reached for rejecting the prayer of these appellants in the writ application are both cogent and valid reasons and the same is not required to be interfered with.



Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

SKM/-

AFR/NAFR	N.A.F.R.
CAV DATE	
Uploading Date	10.03.2017
Transmission Date	

