

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.3461 of 2017

In

Civil Writ Jurisdiction Case No. 1215 of 2017

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1. Santosh Kumar Gupta, S/o Krishna Prasad, resident of Village Khaira Manjhauli, P.O. Khaira Manjhauli, P.S. Kasma, District Aurangabad.
 2. Mandip Kumar, S/o Shivraj Paswan, resident of Village Baniya P.O. Nagmatiyani, P.S. Madanpur, District Aurangabad.
 3. Dhananjay Kumar, S/o Gupteshwar Prasad, resident of Village - Badwan Basantpur, P.O. Devaria Kala, P.S. Fesar, District - Aurangabad.
 4. Mukesh Kumar, S/o Tetar Ram, resident of Village Ganpat Tendua, P.O. Rajpur, P.S. Risiup, District Aurangabad.
 5. Kanhai Paswan, S/o Raja Ram Paswan, resident of Village Rawal Bigha, P.O. Kunda, P.S. Muffasil, District Aurangabad.
 6. Rahul Kumar, S/o Ashok Kumar, resident of Village Karma Bhagwan, P.O. Karma Bhagwan, P.S. Aurangabad (M), District - Aurangabad.
 7. Ramji Kumar, S/o Ashok Ram, resident of Mohalla Bus Dipo, P.O., P.S. & District Aurangabad.
 8. Pankaj Kumar, son of Raja Ram, resident of village Kushi, P.O. Karma Bhagwan, P.S. Aurangabad (M), District Aurangabad
 9. Sunil Kumar, S/o Lalan Ram, resident of Village Kushi, P.O. Karma Bhagwan, P.S. Muffasil, District Aurangabad.
 10. Chandra Deo Sao, S/o Baijnath Sao, resident of Village Karma Bhagwan (Govind Chak), P.O. Karma Bhagwan, P.S. Muffasil, District Aurangabad.
 11. Pankaj Kumar Sinha, S/o Rameshwar Prasad, resident of Village Bharundha, P.O. & P.S. Risiup, District Aurangabad.
 12. Dipak Kumar Barma, S/o Ram Narayan Barma, resident of Village Bharundha, P.O. & P.S. Risiup, District Aurangabad.
 13. Dipak Kumar, S/o Krishna Prasad Gupta, resident of Village Jasoiya, P.O. , P.S. & District Aurangabad.
 14. Munna Kumar Yadav, S/o Karu Yadav, resident of Village Jasoiya, P.O., P.S. & District Aurangabad.
 15. Sunil Kumar, S/o Shyam Kishore Prasad, resident of Village Patanwan, P.O. Pandrawa, P.S. Jamhore, District Aurangabad.
 16. Devendra Kumar Singh, S/o Ram Bilas Singh, resident of Village Jasoiya, P.O. , P.S. & District Aurangabad.
 17. Ajay Kumar Yadav, S/o Dashrath Yadav, resident of Village Kama Bigha, P.O., P.S. & District - Aurangabad.
 18. Shyam Kishore Singh, S/o Ram Pravesh Singh, resident of Village Jagdishpur, P.O. Bhartholi, P.S. Jamhore, District Aurangabad.

.... Petitioners

Versus

1. The State of Bihar through the Principal Secretary, General Administration, Government of Bihar, Patna Namely Mr. Amir Subhani .
2. The Principal Secretary, General Administration, Government of Bihar, Patna namely Mr. Amir Subhani.
3. The Commissioner, Magadh Division, Gaya namely Vandana Kinni.
4. The District Magistrate, Aurangabad namely Sri Kanwal Tanuj.
5. The Secretary, Board of Revenue, Bihar, Patna namely Sri Mohammad Salim.



6. The Chief Engineer, Irrigation Department, Aurangabad, Bihar namely Sri Satish Kr. Verma.
 7. The Executive Engineer, Building Division, Aurangabad namely Sri Awadh Kishor.
 8. The Rural Engineering Organization, Works Division Aurangabad.
- Opp. Parties

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with

Miscellaneous Jurisdiction Case No.3462 of 2017

IN

Civil Writ Jurisdiction Case No. 15771 of 2016

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1. Mangal Kumar, Son of Shankar Yadav, Resident of Village- Chhotki Bela, P.S. Aurangabad, District- Aurangabad.
2. Neeraj Kumar, Son of Sri Dwarika Paswan, resident of Village- Ramnagar (Karma Road), P.S. Aurangabad (T) District- Aurangabad.
3. Raj Kumar, Son of Sadhu Charan Choudhary, resident of Mohalla- Biratpur (Near Rajshree Vidya Mandir), P.S. & District- Aurangabad.
4. Mirtunjay Kumar, Son of Shiv Shankar Dayal Mishra, resident of Village- Tiwary, Bigha, P.S. Aurangabad (T), District- Aurangabad.
5. Shyam Sundar Prasad, son of Sri Ganesh Prasad, resident of Mohalla- Biratpur, Gangti Road, P.S. Aurangabad, (T), District- Aurangabad.
6. Sunil Kumar, Son of Late Mahavir Singh, resident of Village- Bhoja Bigha, P.O. Manjurahi, P.S. & District- Aurangabad.
7. Vinod Paswan, Son of Puran Paswan, resident of Village- Suja Karma (Tola Azaj Bigha), P.S. Aurangabad, (M) District- Aurangabad.
8. Santosh Kumar Singh Son of Sri Ram Chandra Singh, resident of Mohalla- Dani Bigha, P.O. & P.S. & District- Aurangabad.
9. Anish Kumar, Son of Mithilesh Singh, resident of Village- Badwa, P.O. Devaria Kala, P.S.- Phesar, District- Aurangabad.
10. Udai Kumar Mehta, Son of Late Basudeo Mehta, resident of Village- Risiup, P.S. Risiup, District- Aurangabad.
11. Babloo Kumar Paswan, Son of Sri Vijay Paswan, resident of Mohalla- Jasoia, Misir Bigha, P.O. P.S. & District- Aurangabad
12. Chandra Shekhar Azad, Son of Raghunath Prasad, resident of Village- Hasuli, P.O. Kunda, P.S. & District- Aurangabad.
13. Prajuwal Yadav, Son of Sri Jagdish Yadav, resident of Village- Kushi, P.O. Karma Bhagwan, P.S. Aurangabad (M), District- Aurangabad.
14. Deo Narayan Thakur, son of Anrudh Thakur, resident of Village- Unthu, P.S. Phesar, District- Aurangabad.
15. Mukesh Thakur, Son of Janardhan Thakur, resident of Village- Thana Bigha, P.O. Unthu, P.S. Phesar, District- Aurangabad.
16. Rajaram Kumar, Son of Lallu Ram, resident of Village- Harsiha, P.O. Chaukhara, P.S. & District- Aurangabad.
17. Ajay Kumar, Son of Ram Pravesh Yadav, Resident of Village- Kubhi, P.O. Karma, Bhagwan, P.S. Muffasil, District- Aurangabad.
18. Bijnath Prasad, Son of Sri Satyadeo Ram, resident of Village- Khutha, P.O. Dihara, P.S. Obra, District- Aurangabad.
19. Arvind Kumar, Son of Sri Ram Baran Ram, resident of Village- Khutha, P.O. Dihara, P.S. Obra, District- Aurangabad.
20. Sanjeev Kumar, Son of Ram Datt Ram, resident of Village- Khutha, P.O. Dihra, P.S. Obra, District- Aurangabad.



21. Lav Kumar, Son of Vijay Yadav, resident of Village- Kushi, P.O. Karma Bhagwan, P.S. & District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna namely Sri Anjani Kumar Singh.
2. The Commissioner, Magadh Division, Gaya namely Vandana Kinni.
3. The District Magistrate, Aurangabad namely Sri Kanwal Tanuj.
4. The Principal Secretary Revenue Department Government of Bihar, Patna namely Sri Vivek Kumar Singh..
5. The Secretary, Board of Revenue, Bihar, Patna namely Sri Mohammad Salim.
6. The Chief Engineer, Irrigation Department, Aurangabad, Bihar namely Sri Satish Kr. Verma.
7. The Executive Engineer, Building Division, Aurangabad namely Sri Awadh Kishor.
8. The Rural Engineer Organization, Works Division, Aurangabad.
9. Vijendra Kumar, Son of Sri Ram Lekhan Yadav, Resident of Village Karmukhap, P.S. Phesar, District- Aurangabad.
10. Vivek Kumar, Son of Chandradeo Sao, Resident of Mohalla- Shahpur Thakurbaddi, P.O. , P.S. & District- Aurangabad.
11. Saroj Kumar, Son of Ram Pravesh Singh, Resident of Village- Chhakan Bigha, P.O . & P.S. Barun, District- Aurangabad.

.... Opp. Parties

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Appearance :

(In MJC No.3461 of 2017)

For the Petitioner/s : Ms. Asha Verma, Adv.

For the Respondent/s : Mr. Arun Kumar Bhagat, AC to AAG-12

(In MJC No.3462 of 2017)

For the Petitioner/s : Ms. Asha Verma, Adv.

For the Respondent/s : Mr. Rakesh Ranjan, AC to AAG12

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

5 02-05-2018

Heard the parties.

In the nature of the order passed on the writ petition, a show cause is filed enclosing an order of the Committee headed by the District Magistrate, Aurangabad dated 31.3.2018, whereby decisions have been taken for filling up the post. It does not suit the petitioners as according to Ms. Asha Verma, learned counsel



for the petitioners, a deviation is made.

Be that as it may, whether or not the petitioners have a right to challenge the same can be considered in an independent writ petition and not in a contempt application.

In my opinion, the order having been passed it will be open for the petitioners, if so advised, to question it before an appropriate forum in an appropriate proceeding.

The two contempt applications are accordingly disposed of.

(Jyoti Saran, J)

Surendra/-

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