

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11616 of 2014

Shakil Ahmed S/o Sayeed Ahmed Resident of Village - Rupaspur, P.O. Dhansain, Via - K. Nadyaki, District - Darbhanga, presently the Prakhand Pramukh, Prakhand - Alinagar, District - Darbhanga, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Human Resources Development Department, Government of Bihar, Patna.
3. The Principal Secretary, Department of Education, Govt. of Bihar, Patna.
4. The District Teachers Appointment and Appellate Tribunal Darbhanga through it's the then Member, Syed Alambradar Hussain.
5. Mr. Thakur Prasad Singh, Member, District Teachers Appointment Appellate Authority, Pralbhadrapur, Laheriasarai, Darbhanga (Bihar).
6. The District Magistrate, Darbhanga (Bihar).
7. The District Education Officer, District - Darbhanga, Bihar.
8. Sri Mukund Chaudhary, the Block Education Officer, Alinagar, Darbhanga.
9. Sri Sheokuar Sharma, the Block Education Officer, Alinagar, Darbhanga.
10. Sabahuddin Shah Son of Shahbuddin Shah Resident of Village and P.O. Alinagar, Via - Kurson Nadiyami, P.S. Bahera, Prakhand - Alinagar, District - Darbhanga.
11. Sri Rampukar Mukhiya Son of Sri Lakshman Mukhiya Resident of Village and P.O. Alinagar, Via - Kurson Nadiyami, P.S. Bahera, Prakhand - Alinagar, District - Darbhanga.
12. Shahabuddin Hussain Son of Md. Raziuddin Resident of Village - Sahjauli (Bisauni), P.O. - Sahjauli, Via - Kurson Nadiyami, P.S. Bahera Block, Alinagar, District - Darbhanga.
13. Pravin Kumar Son of Pradeep Kumar Yadav Resident of Village and P.O. Izrahta, Via - Putai, P.S. Manigachhi, Prakhand Tardih, Distt - Darbhanga.
14. Sujit Kumar Mishra Son of Ganesh Mishra Resident of Village - Nadiyami, Via - Kurson Nadiyami, Prakhand - Tardih, P.S. Sakatpur, District - Darbhanga.
15. Sunil Kumar Jha Son of Shashikant Jha Resident of Village - Tumaul, P.O. Lahta, Via - Putai, P.S. - Sakatpur, District - Darbhanga.
16. Surya Narayan Chaudhary Son of Baidyanath Mahto Resident of Village - Gangwara, P.O. Sara Mohanpur, P.S. Sadar, Distt - Darbhanga.
17. Kaushal Kishore Jha Son of Kamlesh Jha Resident of Village - Chatauni, Baheri, Hathori, District - Samastipur.
18. Md. Rizwanullah Son of Md. Idris Resident of Village - Sahjauli (Sisauni), P.O. Sahjauli, Via - Kurson Nadiyami, P.S. Bahera, Distt - Darbhanga.
19. Shambhunath Jha Son of Bhaiyan Jha Resident of Village - Boharba, Putai, Manigachhi, District - Darbhanga.
20. Md. Nooruddin Son of Md. Ghuran Resident of Village - Kakodha, Via - Bishunpur, District - Darbhanga.
21. Chiranjiv Kumar Mishra Son of Chandra Kishore Mishra Resident of Village and P.O. Kahua, P.S. Birual, Via - Biraul, Distt - Darbhanga.
22. Yasmin Bano Alias Ginni Daughter of Mukhtar Ahmed Resident of Village - Kakodha, Via - Bishunpur, District - Darbhanga.



23. Shobha Kumari Daughter of Raghvendra Thakur Resident of Village - Madariya, Via - Dadpatti, P.S. Shakatpur, District - Darbhanga.
24. Payal Chaudhary Daughter of Shyamkant Chaudhary Resident of Village and P.O. Gorkha, Via - Kurson Nadiyami, P.S. Bahera, Distt - Darbhanga.
25. Ruchi Kumari Daughter of Sohan Rath Resident of Village - Mahthaur Putai, P.S. Manigachhi, District - Darbhanga.
26. Baby Kumari Daughter of Vidyanand Mishra Resident of Village and P.O. Dasaut, Via - Kurson Nadiyami, P.S. - Bahera, Distt - Darbhanga.
27. Mukesh Kumar Yadav Son of Bachcha Babu Yadav Resident of Village - Jagdishpur, Via - Biraul, P.S. - Biraul, District - Darbhanga.
28. Amod Kumar Yadav Son of Jibachh Yadav Resident of Village - Neoritol Dath, P.O. Jayantipur, Via - Biraul, P.S. Biraul, Distt - Darbhanga.
29. Md. Illiyas Son of Md. Hakummuddin Resident of Village - Mahatbara, P.O. Pali, P.S. - Ghanshyampur, Distt - Darbhanga.
30. Vikas Kumar Mahto Son of Vijay Kumar Resident of Village and P.O. Goraul, Via - Putai, P.S. Bahera, District - Darbhanga.
31. Mahesh Lal Deo Son of Sitaram Lal Deo Resident of Village - Ujjaina, Via - Anandpur, P.S. Baheri, District Darbhanga.
32. Reena Kumari Daughter of Rameshwar Das Resident of Village - Nirmali, Supaul, District - Darbhanga.
33. Preeti Mandal Son of Rameshwar Mandal Resident of Village - Mahiya, Via - Kursho Nadiyami, District - Darbhanga.
34. Gaurishankar Kumar Son of Jagdish Mahto Resident of Village and P.O. Sahjauli, Via - Kurson Nadiyami, P.S. Bahera, Distt - Darbhanga.
35. Pinki Kumari Daughter of Vijay Kumar Mahto Resident of Village - Garaul, P.S. - Bahera, District - Darbhanga.
36. Md. Ali Son of Md. Quasim Resident of Village and P.O. Alinagar, Ward No. 1, P.S. Sadar, Lalbagh, District Darbhanga.
37. Archana Kumari Daughter of Puroshottam Jha Resident of Village and P.O. Tumaul, Via - Putai, P.S. Manigachhi, Distt - Darbhanga.
38. Ashutosh Kumar Jha Son of Gunanand Jha Resident of Village and P.O. Antaur, Via Benipur, P.S. - Bahera, District - Darbhanga.
39. Ram Balak Chaudhary Son of Krishna Kumar Chaudhary Resident of Village - Pokharam, Via & P.S. Biraul, District - Darbhanga.
40. Suman Kumari Daughter of Ramsagar Jha Resident of Village - Pokharam, Via & P.S. Biraul, District - Darbhanga.
41. Seema Kumari Daughter of Tripurari Chaudhary Resident of Village - Ramanand Path, New Babhadarpur, District - Darbhanga.
42. Bimlesh Kumar Jha Son of Bharat Jha Resident of Village - Rampur Udai, Via - Putai, P.S. - Bahera, District - Darbhanga.
43. Awadhesh Jha Son of Satya Narayan Jha Resident of Village - Horalpatti, Anandpur, District - Darbhanga.
44. Umashankar Yadav Son of Ramnaresh Yadav Resident of Village - Uha Dibanu, Via - Kusheshwar Asthan, District - Darbhanga.
45. Krishna Mohan Yadav Son of Ramcharitar Yadav Resident of Village - Nag Kunaury, P.S. Biraul, District - Darbhanga.
46. Sushil Kumar Son of Rameshwar Prasad Resident of Village - Bhagwatipur, Kanhawa, Bela , Parihar.
47. Tarique Aslam Son of Md. Yasin Resident of Village & P.O. Mahthaur, P.S. Manigachhi, Block - Manigachhi, Putai, Distt - Darbhanga.
48. Rozwanullah Son of Md. Ramjan Ali Resident of Village and P.O. Sahjauli, Via - Kurson Nadiyami, P.S. Bahera, Distt - Darbhanga.



49. Husna Bano Daughter of Azazul Haque Resident of Village and P.O. Nadiyami, Via - Kursau, Ghanshayampur, Distt - Darbhanga.
50. Mumtaz Alam Son of Mansoor Alam Resident of Village and P.O. Sahjauli, P.S. Bahera, Via - Kurson Nadiyami, Distt - Darbhanga.
51. Md. Abdul Rashid Son of Domi Kujra Resident of Village - Pirhauri, P.O. Alinagar, Via - Kurson Nadiyami, P.S. - Bahera, Distt - Darbhanga.
52. Mamta Kumari Daughter of Ram Narayan Yadav Resident of Village - Alinagar, Tole Imamganj, P.O. Alinagar, Via - Kurson Nadiyami, P.S. Bahea, District - Darbhanga.
53. Dinesh Mahto Son of Yogendra Mahto Resident of Village - Amta, Via - Narayan Dohat, P.S. Baheri, District - Darbhanga.
54. Prem Kumar Son of Gangaram Yadav Resident of Village - Manor Gauram, Morbara, Sighiya, District - Samastipur.
55. Asha Kumari Daughter of Arun Nayak Resident of Village - Ughra, Bahadurpur, District - Darbhanga.
56. Zinnat Praveen Daughter of Arif Hussain Resident of Village - Garaul, Via - Putai, District - Darbhanga.
57. Rupa Kumari Daughter of Namo Nath Jha Resident of Village - Ranipur, Lalbag, District - Darbhanga.
58. Anju Kumari Daughter of Rajendra Paswan Resident of Village - Kabirchak, Sadar, District Darbhanga.
59. Binod Kumar Mahto Son of Ram Bilas Mahto Resident of Village - Hariyath, P.S. Alinagar, District - Darbhanga.
60. Ishrat Praveen Daughter of Habibur Rahman Resident of Village - Adhloyam, Bahera, District - Darbhanga.
61. Sushil Kumar Azad Son of Yogendra Yadav Resident of Village - Kabariya, Sadar, District - Darbhanga.
62. Bandana Kumari Daughter of Chandra Mohan Jha Resident of Village Ganaun, Via - Ghanshyampur, Distt - Darbhanga.
63. Madhav Thakur Son of Shiv Kumar Thakur Resident of Village - Habibhowar, Via + P.S. Bahera, District - Darbhanga.
64. Rekha Kumari Daughter of Chandra Narayan Poddar Resident of Village and P.O. Pohaddi, Via - Benipur, Distt - Darbhanga.
65. Vinay Chandra Chaudhary Son of Umakant Chaudhary Resident of Village - Gorkha, Via - Kuso Nadiyami, P.S. Ghanshyampur, Distt - Darbhanga.
66. Soni Kumari Daughter of Manoj Mishra (Up Pramukh) Resident of Village and P.O. Habibhour, Via - Bahera, P.S. Bahera, Distt - Darbhanga.
67. Naresh Kumar Sharma Son of Ramashray Sharma Resident of Village - Kawajodhpur, District - Samastipur.
68. Raghvendra Kumar Yadav Son of Shivendra Thakur Resident of Village - Padri, Via + P.S. - Biraul, District - Darbhanga.
69. Amit Nayak Son of Ved Prakash Resident of Village - Damodarpur Ward No. 16, Roshra, District - Samastipur.
70. Parashuram Chaudhary Son of Dayanand Chaudhary Resident of Village - Pokhram, Via + Biraul, District - Darbhanga.
71. Shyam Kumar Paswan Son of Ram Autar Paswan Resident of Village - Teja, District - Katihar.
72. Md. Ashfaq Ansari Son of Mustufa Ansari Resident of Village - Bahera, Via + P.S. Bahera, Prakhand - Benipur, District - Darbhanga.
73. Shivnath Prasad Son of Satya Narayan Prasad Resident of Village - Pohaddi, Via + P.S. Benipur, District - Darbhanga.



74. Shiv Shankar Chaudhary Son of Brahmdeo Chaudhary Resident of Village - Pithaovi, Via + P.S. Roshra, District - Samastipur.
75. Ajay Kumar Son of Baldeo Sah Resident of Village - Khirma, District - Darbhanga.
76. Md. Aftab Alam Son of Md, Gillani Resident of Village + P.O. Dhamsain, Via - Kursho Nadiyami, P.S. Bahera, District - Darbhanga.
77. Renuka Kumari Daughter of Bachchakant Thakur Resident of Village - Bishanpur, District - Begusarai.
78. Mishra Rubi Kumari Daughter of Kumalkant Chaudhary Resident of Village - Thengha, Via - Kurson Nadiyami, Distt - Darbhanga.
79. Mr. Upendra Maharaj, the present Block Education Officer, Alinagar, District - Darbhanga.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajendra Prasad Singh, Sr. Advocate Mr. Mukesh Kumar Singh, Advocate
For the Respondent/s	:	Mr.Amit Bhushan, AC to GP 17

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT

Date : 21-06-2018

Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

In view of the fact that the State Appellate Authority is now functional, the petitioner seeks permission to withdraw the writ petition in order to file an appeal before the State Appellate Authority.

Permission is granted.

In case the petitioner files an appeal before the State Appellate Authority within a period of one month from today along with a copy of this order, the State Appellate Authority is required to decide the appeal on its own merit after condoning the delay in filing the appeal in view of the fact that the petitioner was pursuing the writ petition for the same relief before this Court.



With the aforesaid liberty, the writ petition stands
disposed of.

(Anil Kumar Upadhyay, J)

spandey/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.06.2018
Transmission Date	

