

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12024 of 2017

1. Shambhu Prasad Yadav, son of Late Daga Rai, resident of Chirayan, P.S.- Chirayan, Anchal- Chirayan, District- East Champaran.
2. Mankeshwar Singh, son of Rajmangal Singh, resident of Kotwa, P.S.- Kotwa, Anchal- Kalyanpur, District- East Champaran.
3. Bijay Mahto, son of Mathura Mahto, resident of Kotwa, P.S.- Kotwa, Anchal- Harsingh, District- East Champaran.
4. Madan Mohan Prasad, son of Rajendra Bhagat, resident of Paharpur, P.S.- Paharpur, Anchal- Paharpur, District- East Champaran.
5. Shatrudhan Mahto, son of Dasai Mahto, resident of Paharpur, P.S.- Paharpur, Anchal- Paharpur, District- East Champaran.
6. Gaurishankar Yadav, son of Saudagar Rai, resident of Malahi, P.S.- Malahi, Anchal- Paharpur, District- East Champaran.
7. Vanshi Yadav, son of Dhanai Yadav, resident of Paharpur, P.S.- Paharpur, Anchal- Paharpur, District- East Champaran.
8. Surendra Paswan, son of Kangresh Hazra, resident of Sangrampur, P.S.- Sangrampur, Anchal- Areraj, District- East Champaran.
9. Fuldeo Rai, son of Ramnath Rai, resident of Sangrampur, P.S.- Sangrampur, Anchal- Areraj, District- East Champaran.
10. Harendra Prasad Yadav, son of Amar Rai, resident of Dumaria Ghat, P.S.- Dumaria Ghat, Anchal- Areraj, District- East Champaran.
11. Ramudesh Yadav, son of Ashrafi Yadav, resident of Malahi, P.S.- Malahi, Anchal- Areraj, District- East Champaran.
12. Kishori Hazra, son of Mangal Hazra, resident of Malahi, P.S.- Malahi, Anchal- Areraj, District- East Champaran.
13. Lalbabu Rai, son of Ramdeni Rai, resident of Motihari, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
14. Rajkumar Mukhiya, son of Durga Mukhiya, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
15. Brajkishore Singh, son of Ramkrit Singh, resident of Dhaka, P.S.- Dhaka, Anchal- Dhaka, District- East Champaran.
16. Shanti Devi, D/o Mangal Rai, resident of Fenhara, P.S.- Fenhara, Anchal- Parkaridayal, District- East Champaran.
17. Yadav Lal Rai, son of Jagdish Rai, resident of Pakridayal, P.S.- Pakridayal, Anchal- Pakaridayal, District- East Champaran.
18. Lakshman Rai, son of Badar Rai, resident of Kalyanpur, P.S.- Kalyanpur, Anchal- Kalyanpur, District- East Champaran.
19. Nagendra Rai, son of Indal Rai, resident of Kalyanpur, P.S.- Kalyanpur, Anchal- Kalyanpur, District- East Champaran.
20. Shivdayal Rai, son of Mahdev Rai, resident of Chakiya, P.S.- Chakiya, Anchal- Chakiya, District- East Champaran.
21. Ramlal Ram, son of Dilchand Ram, resident of Chakiya, P.S.- Chakiya, Anchal- Chakiya, District- East Champaran.
22. Shivdayal Rai, son of Tilak Rai, resident of Kalyanpur, P.S.- Kalyanpur, Anchal- Kalyanpur, District- East Champaran.



23. Ramdhar Rai, son of Kauleshwar Rai, resident of Mehshi, P.S.- Mehshi, Anchal- Mehshi, District- East Champaran.
24. Sudisth Prasad Yadav, son of Nagnarayan Rai, resident of Darpa, P.S.- Darpa, Anchal- Chhoradano, District- East Champaran.
25. Manoj Rai, son of Virchan Rai, resident of Darpa, P.S.- Darpa, Anchal- Chhoradano, District- East Champaran.
26. Harendra Prasad Yadav, son of Deonarayan Rai, resident of Palanwa, P.S.- Palanwa, Anchal- Raxaul, District- East Champaran.
27. Sanjay Kumar Singh, son of Kashi Singh, resident of Ramgadhwa, P.S.- Ramgadhwa, Anchal- Ramgadhwa, District- East Champaran.
28. Tamil Miya, son of Gariv Miya, resident of Ramgadhwa, P.S.- Ramgadhwa, Anchal- Ramgadhwa, District- East Champaran.
29. Surendra Baitha, son of Ramdev Baitha, resident of Chhoradano, P.S.- Chhoradano, Anchal- Chhoradano, District- East Champaran.
30. Bijay Rai, son of Brahmdev Rai, resident of Mahuaawan, P.S.- Mahuaawan, Anchal- Aadapur, District- East Champaran.
31. Rajdeo Paswan, son of Amhith Dusadh, resident of Kundwa Chainpur, P.S.- Kundwa Chainpur, Anchal- Dhaka, District- East Champaran.
32. Rajdeo Paswan, son of Amhith Dusadh, resident of Kundwa Chainpur, P.S.- Kundwa Chainpur, Anchal- Dhaka, District- East Champaran.
33. Jokhu Rai, son of Kulhai Rai, resident of Jharokhar, P.S.- Jharokhar, Anchal- Ghorasahan, District- East Champaran.
34. Chandeshwar Rai, son of Brahmdeo Rai, resident of Ghorasahan, P.S.- Ghorasahan, Anchal- Ghorasahan, District- East Champaran.
35. Ramsabad Rai, son of Nathuni Rai, resident of Jitna, P.S.- Jitna, Anchal- Ghorasahan, District- East Champaran.
36. Lalbabu Paswan, son of Parma Hazra, resident of Jharokhar, P.S.- Jharokhar, Anchal- Ghorasahan, District- East Champaran.
37. Birendra Kumar Rai, son of Mohan Rai, resident of Kundwa Chainpur, P.S.- Kundwa Chainpur, Anchal- Dhaka, District- East Champaran.
38. Devendra Paswan, son of Rameshwar Paswan, resident of Rajepur, P.S.- Rajepur, Anchal- Mehshi, District- East Champaran.
39. Shashi Bhushan Kumar, son of Mohan Hazra, resident of Raxaul, P.S.- Raxaul, Anchal- Raxaul, District- East Champaran.
40. Ramniwas Paswan, son of Aatma Paswan, resident of Ramgadhwa, P.S.- Ramgadhwa, Anchal- Ramgadhwa, District- East Champaran.
41. Manoj Thakur, son of Ramvilas Thakur, resident of Kalyanpur, P.S.- Kalyanpur, Anchal- Kalyanpur, District- East Champaran.
42. Harishankar Yadav, son of Mukhtar Rai, resident of Sangrampur, P.S.- Sangrampur, Anchal- Areraj, District- East Champaran.
43. Prem Rai, son of Somari Rai, resident of Banjaria, P.S.- Banjaria, Anchal- Turkaulia, District- East Champaran.



44. Dharamnath Rai, son of Sheonath Rai, resident of Banjaria, P.S.- Banjaria, Anchal- Turkaulia, District- East Champaran.
45. Ramagya Yadav, son of Bhola Rai, resident of Banjaria, P.S.- Banjaria, Anchal- Turkaulia, District- East Champaran.
46. Rampujan Prasad, son of Hiraram Rai, resident of Banjaria, P.S.- Banjaria, Anchal- Turkaulia, District- East Champaran.
47. Indal Rai, son of Ramjeevan Rai, resident of Sugauli, P.S.- Sugauli, Anchal- Sugauli, District- East Champaran.
48. Shravan Rai, son of Jagranath Rai, resident of Sugauli, P.S.- Sugauli, Anchal- Sugauli, District- East Champaran.
49. Surendra Prasad Yadav, son of Chaturgun Rai, resident of Sugauli, P.S.- Sugauli, Anchal- Sugauli, District- East Champaran.
50. Rajaram Yadav, son of Chunnu Rai, resident of Motihari, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
51. Rajkishore Rai, son of Rajendra Rai, resident of Mufassil, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
52. Lalbabu Rai, son of Jaichandra Rai, resident of Ghorasahan, P.S.- Ghorasahan, Anchal- Ghorasahan, District- East Champaran.
53. Dinesh Rai, son of Suraj Rai, resident of Motihari, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
54. Rayesh Miya, son of Abdul Rahim Miya, resident of Motihari, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
55. Sheoji Rai, son of Mohar Rai, resident of Motihari, P.S.- Muffasil, Anchal- Motihari, District- East Champaran.
56. Sonelal Yadav, son of Baijnath Yadav, resident of Ramgadhwa, P.S.- Ramgadhwa, Anchal- Ramgadhwa, District- East Champaran.
57. Nawal Kishore Paswan, son of Late Laln Paswan, resident of Palanwa, P.S.- Palanwa, Anchal- Raxaul, District- East Champaran.
58. Bharat Raut, son of Ramashish Raut, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
59. Bimal Raut, son of Ramdev Raut, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
60. Rambabu Paswan, son of Mamikhan Paswan, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
61. Shayamlal Paswan, son of Hargen Paswan, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
62. Umashankar Hazra, son of Gamira Hazra, resident of Patahi, P.S.- Patahi, Anchal- Patahi, District- East Champaran.
63. Baccha Singh, son of Gaurishankar Singh, resident of Madhuban, P.S.- Madhuban, Anchal- Madhuban, District- East Champaran.
64. Lalan Singh, son of Late Sitaram Singh, resident of Keshariya, P.S.- Keshariya, Anchal- Keshariya, District- East Champaran.
65. Ramprit Rai, son of Kamal Rai, resident of Mahuaawan, P.S.- Mahuaawan, Anchal- Aadapur, District- East Champaran.
66. Lal Bihari Prasad, son of Raghunath Rai, resident of Chhorodano, P.S.- Chhoradano, Anchal- Chhoradano, District- East Champaran.



67. Lakshmi Paswan, son of Balsunder Paswan, resident of Mahuaawa, P.S.- Mahuaawa, Anchal- Aadapur, District- East Champaran.
68. Rama Rai, son of Mathura Rai, resident of Sugauli, P.S.- Sugauli, Anchal- Sugauli, District- East Champaran.
69. Kanhaiya Lal Prasad Yadav, son of Satyanarayan Rai, resident of Chhorodano, P.S.- Chhoradano, Anchal- Chhoradano, District- East Champaran.
70. Fuleshwar Hazra, son of Rajeshwar Hazra, resident of Keshariya, P.S.- Keshariya, Anchal- Keshariya, District- East Champaran.
71. Sitaram Mahto, son of Raghunath Mahto, resident of Kotwa, P.S.- Kotwa, Anchal- Harsiddhi, District- East Champaran.
72. Indrabhushan Prasasd, son of Nandlal Prasad, resident of Dhaka, P.S.- Dhaka, Anchal- Dhaka, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chiefr Secretary, Bihar, Patna.
2. Principal Secretary, Home (Police) Department, Bihar, Patna.
3. District Magistrate, East Champaran, Motihari.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Abhinav Srivastava, Adv.
Mr. Ujjawal Bhushan, Adv.
Mr. Kushagra Raj, Adv.
For the Respondent/s : Mr. Utsav Kumar, AC to GA-4

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 20-07-2018 Heard learned counsel for the parties.

Learned counsel for the petitioners submits that the present case relating to dismissal of the petitioners is absolutely identical to that of C.W.J.C. No. 9756 of 2017, whereby, this Court has passed order for quashing the order dated 18.3.2017 passed by the District Magistrate, East Champaran, Motihari.

Both the parties have agreed that both the cases are on similar footing and there is no difference of fact and the jdugment passed in the aforesaid writ application, C.W.J.C. No.



9756 of 2017 will equally application to the present case.

In view of the concession given by the learned counsel for the State, the present writ application is also disposed of in terms of the judgment dated 18.04.2018 passed in C.W.J.C. No. 9756 of 2017 (Naushad Alam & Ors. Vs. The State of Bihar & Ors.).

If the authorities concerned would find that the present case is entirely identical to the case of Naushad Alam (supra), the same relief will also be granted to the present petitioners.

With the aforementioned observation, this writ application is disposed of.

(Shivaji Pandey, J)

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