

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.207 of 2018

In

Civil Writ Jurisdiction Case No.12216 of 2016

-
1. Vinod Prasad (PDD No. 289850) son of Ishwar Prasad Sah
Resident of Village - Supaul, PO - Dadhiya Asadhar, Block -
Ujiarpur, District - Samastipur.
 2. Surendra Kumar (PDD No. 135146) son of late Bishnudeo Das
Resident of Village - Nazipur, PO - Chandchaur, Block -
Ujiarpur, District - Samastipur.
 3. Sulekha Rani (PDD No. 259522) daughter of Ramdev Mahto
Resident of Village - Naziarpur, PO - Chandchour, Block -
Ujiarpur, District - Samastipur.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Chief Secretary, Government of Bihar, Patna.
3. The Principal Secretary, Cabinet Secretariat Department, Government of Bihar, Patna.
4. The Deputy Secretary, Cabinet Secretariat Department, Government of Bihar, Patna.
5. The Principal Secretary, Planning and Development Department, Government of Bihar, Patna.
6. The Principal Secretary, Cooperative Department, Government of Bihar, Patna.
7. The Director, Economics and Statistics, Planning and Development Department, Government of Bihar, Patna, M/3, A - Z Officer's Flat, New Punaichak, Patna.
8. The Deputy Director, Economics and Statistics, Planning and Development Department, Government of Bihar, Patna, M/3, A - Z Officer's Flat, New Punaichak, Patna.
9. The District Statistical Officer, Samastipur.
10. The District Statistical Officer, Madhubani.
11. The District Statistical Officer, Sheikhpura.
12. Ranjeet Kumar Ram (PDD No. 074446) son of Heeralal Ram Resident of Village and PO - Bhagwatpur, Block - Sarairanjan, District - Samastipur.
13. Rubi Kumari (PDD No. 232204) daughter of Amit Kumar Mishra Resident of Village and PO - Akhtiyarpur, Block - Sarairanjan, District - Samastipur.
14. Rekha Kumari (PDD No. 234279) daughter of Shyam Sunder Prasad Resident of Village and PO - Fatehpur Bala, Block - Sarairanjan, District - Samastipur.
15. Munna Kumar Jha (PDD No. 287610) son of late Deo Narayan Jha Resident of Village - Dagarua, PO - B. Ailoth, Block - Sarairanjan, District - Samastipur.
16. Lalit Kumar Ray (PDD No. 271577) son of Shatrughan Ray Resident of Village and PO - Raipur Buzurg, Block - Sarairanjan, District - Samastipur.
17. Gopal Thakur (PDD No. 253463) son of Bikhari Thakur Resident of Village and PO - Raipur Buzurg, Block - Sarairanjan, District - Samastipur.
18. Pramod Poddar (PDD No. 233802) son of Baleshwar Poddar Resident of Village and PO - Gangsara, Block - Sarairanjan, District - Samastipur.



19. Chandan Kumar (PDD No. 069763) son of Shivjee Paswan Resident of Village and PO - Jhakhraha, Block - Sarairanjan, District - Samastipur.
20. Surjeet Paswan (PDD No. 017484) son of Ram Lakhan Paswan Resident of Village and PO - Jhakhraha, Block - Sarairanjan, District - Samastipur.
21. Ram Naresh Prasad (PDD No. 078138) son of Harkhu Paswan Resident of Village and PO - Jhakhraha, Block - Sarairanjan, District - Samastipur.
22. Harendra Kumar Sah (PDD No. 194917) son of Indradev Sah Resident of Village and PO - Raipur Buzurg, Block - Sarairanjan, District - Samastipur.
23. Dinesh Kumar Sahani (PDD No. 213961) son of Lalo Sahani Resident of Village and PO - Gangsara, Block - Sarairanjan, District - Samastipur.
24. Govind Thakur (PDD No. 228504) son of Bhikhari Thakur Resident of Village and PO - Raipur Buzurg, Block - Sarairanjan, District - Samastipur.
25. Anil Kumar Jha (PDD No. 013583) son of Chandra Kant Jha Resident of Village - Kalyanpur, PO and Block - Sarairanjan, District - Samastipur.
26. Suman Kumar (PDD No. 183987) son of Amrendra Kumar Mishra Resident of Village - Tiswara, PO - Harilochanpur, Block - Sarairanjan, District - Samastipur.
27. Rinki Kumari (PDD No. 292398) wife of Ankesh Kumar Ray Resident of Village and PO - Bajitpur Meyari, Block - Sarairanjan, District - Samastipur.
28. Deepak Paswan (PDD No. 156043) son of Suresh Paswan Resident of Village and PO - Jhakhraha, Block - Sarairanjan, District - Samastipur.
29. Vinit Kumar (PDD No. 026573) son of late Palat Thakur Resident of Village and PO - Rupauli, Block - Sarairanjan, District - Samastipur.
30. Pushpa Kumari (PDD No. 026738) wife of Vinit Kumar Resident of Village and PO - Rupauli, Block - Sarairanjan, District - Samastipur.
31. Ajit Kumar Rajak (PDD No. 262960) son of Maheshwar Rajak Resident of Village - Manika, PO - Akhtiyarpur, Block - Sarairanjan, District - Samastipur.
32. Manoj Kumar Poddar (PDD No. 187539) son of Subodh Poddar Resident of Village - Manika, PO - Akhtiyarpur, Block - Sarairanjan, District - Samastipur.
33. Ajit Kumar Sah (PDD No. 170440) son of Ram Bharosh Sah Resident of Village - Udapatti, PO - Bathua Buzurg, Block - Sarairanjan, District - Samastipur.
34. Pankaj Kumar (PDD No. 027639) son of Ram Baboo Sah Resident of Village and PO - Barbatta, Block - Sarairanjan, District - Samastipur.
35. Chandan Kumar Yadav (PDD No. 012966) son of Kamlesh Rai Resident of Village - Harsinghpur, PO - Jitwarpur, Block - Sarairanjan, District - Samastipur.
36. Gopal Kumar Jha (PDD No. 239309) son of Ramsagar Jha Resident of Village and PO - Narghoghi, Block - Sarairanjan, District - Samastipur.
37. Raj Karan Thakur (PDD No. 071418) son of Dev Kant Thakur Resident of Village - Khetapur Dharampur, PO - Manikpur, Block - Sarairanjan, District - Samastipur.
38. Shashi Bhushan Jha (PDD No. 271829) son of Bindeshwar Jha Resident of Village - Udapatti, PO - Bathua Buzurg, Block - Sarairanjan, District - Samastipur.
39. Ram Pravesh Gupta (PDD No. 109219) son of Ram Bilash Das Resident of Village - Bajitpur Meyari, PO - Meyari, Block - Sarairanjan, District - Samastipur.
40. Pankaj Kumar Sah (PDD No. 056409) son of Ram Dayal Sah Resident of Village and PO - Musapur, Block - Sarairanjan, District - Samastipur.



41. Avadhesh Kumar Ray (PDD No. 234975) son of Ram Bahadur Ray Resident of Village and PO - Jhakhraha, Block - Sarairanjan, District - Samastipur.
42. Manoj Kumar Sahni (PDD No. 160681) son of Amiri Sahni Resident of Village - Manika, PO - Akhtiyarpur, Block - Sarairanjan, District - Samastipur.
43. Md. Shamim (PDD No. 234871) son of Md. Halim Resident of Village and PO - Bhagwatpur, Block - Sarairanjan, District - Samastipur.
44. Ram Naresh Roy (PDD No. 148674) son of Ram Bilash Roy Resident of Village and PO - Jitwarpur Kumhira, Block - Sarairanjan, District - Samastipur.
45. Santosh Kumar Ram (PDD No. 245023) son of Fekan Ram Resident of Village and PO - Barbatta, Block - Sarairanjan, District - Samastipur.
46. Arjun Kumar Das (PDD No. 123333) son of Dularchand Das Resident of Village - Nauachak, PO - Bhagwatpur, Block - Sarairanjan, District - Samastipur.
47. Abdul Razique (PDD No. 040524) son of Abdul Sattar Resident of Village and PO - Bathua Buzurg, Block - Sarairanjan, District - Samastipur.
48. Alok Kumar (PDD No. 307282) son of Ram Udgah Sah Resident of Village - Vyasapur, PO - Sarangpur, Block - Sarairanjan, District - Samastipur.
49. Md. Hasan Ansari (PDD No. 192145) son of Md. Nasim Ansari Resident of Village - Khetapur, P.O. - Manikpur, Block - Sarairanjan, District - Samastipur.
50. Deepak Ram (PDD No. 308349) son of Ramashish Ram Resident of Village - Nazarpur, PO - Chand Chaur, Block - Ujiarpur, District - Samastipur.
51. Budhan Lal (PDD No. 014623) son of Asharphi Ray Resident of Village - Chaknizam, PO - Karihara, Block - Ujiarpur, District - Samastipur.
52. Rajesh Kumar (PDD No. 228856) son of Suresh Baitha Resident of Village - Korbaddha Pataili, PO and Block - Ujiarpur, District - Samastipur.
53. Dharmveer Kumar Giri (PDD No. 297245) son of Narayan Giri Resident of Village - Raipur, PO and Block - Ujiarpur, District - Samastipur.
54. Ashutosh Kumar (PDD No. 018262) son of Sunil Kumar Resident of Village and PO - Paroriya, Block - Ujiarpur, District - Samastipur.
55. Kamlesh Kumar Ray (PDD No. 240842) son of Upendra Ray Resident of Village - Jawaharpur, PO - Konaila, Block - Ujiarpur, District - Samastipur.
56. Jahangeer Alam (PDD No. 106055) son of Md. Muslim Resident of Village - Prem Barahanda, PO - Ghataho, Block - Ujiarpur, District - Samastipur.
57. Navin Kumar (PDD No. 224525) son of Dhanik Lal Singh Resident of Village - Surajpur, PO and Block - Ujiarpur, District - Samastipur.
58. Deepak Kumar Ray (PDD No. 176668) son of Upendra Ray Resident of Village - Jawaharpur, PO - Konaila, Block - Ujiarpur, District - Samastipur.
59. Kapil Kumar Mahto (PDD No. 234624) son of Ladoo Lal Mahto Resident of Village - Jawaharpur, PO - Konaila, Block - Ujiarpur, District - Samastipur.
60. Anil Kumar (PDD No. 072198) son of Mohit Shah Resident of Village and PO - Satanpur, Block - Ujiarpur, District - Samastipur.
61. Shiv Shankar Prasad Singh (PDD No. 105246) son of late Sukhdeo Singh Resident of Village - Nazipur, PO - Chandchaur, Block - Ujiarpur, District - Samastipur.
62. Archana Kumari (PDD No. 146427) wife of Gopal Resident of Village - Dighwapur, PO - Gawpur, Block - Ujiarpur, District - Samastipur.
63. Manoj Kumar (PDD No. 092159) son of Suryadev Sharma Resident of Village and PO - Harpur Rewari, Block - Ujiarpur, District - Samastipur.
64. Kumari Mridula (PDD No. 191449) wife of Baleshwar Prasad Resident of Village and PO - Belari, Block - Ujiarpur, District - Samastipur.



65. Mukesh Sah (PDD No. 290408) son of Sundeshwar Sah Resident of Villae and PO - Satanpur, Block - Ujiarpur, District - Samastipur.
66. Mamta Kumari (PDD No. 014726) daughter of Umesh Ray Resident of Village - Chaknizam, PO - Karihara, Block - Ujiarpur, District - Samastipur.
67. Raushan Kumar Mishra (PDD No. 009576) son of Maheshwar Mishra Resident of Village and PO - Mahisari, Block - Ujiarpur, District - Samastipur.
68. Md. Faiyaz Alam (PDD No. 063854) son of Abdul Qaiym Resident of Village and PO - Lakhnipur Maheshpatti, Block - Ujiarpur, District - Samastipur.
69. Sanjeev Kumar Jha (PDD No. 082572) son of Arun Kumar Jha Resident of Village - Baikunthpur Barhanda, PO - Ghataho, Block - Ujiarpur, District - Samastipur.
70. Kajal Kiran Sharma (PDD No. 097318) daughter of Ram Vilas Sharma Resident of Village and PO - Lohagir, Block - Ujiarpur, District - Samastipur.
71. Ram Binod Sharma (PDD No. 306572) son of late Baidnath Sharma Resident of Village and PO - Lohagir, Block - Ujiarpur, District - Samastipur.
72. Ritesh Kumar Ray (PDD No. 194626) son of Binod Ray Resident of Village - Chakdaulat, PO - Akahvishanpur, Block - Ujiarpur, District - Samastipur.
73. Vijay Kumar Singh (PDD No. 197929) son of Ram Udgar Singh Resident of Village and PO - Surajpur, Block - Ujiarpur, District - Samastipur.
74. Ram Babu Poddar son of Gobardhan Poddar Resident of Village and PO - Birnama Tola, Block - Ujiarpur, District - Samastipur.
75. Pramod Kumar (PDD No. 082943) son of Ram Chandra Prasad Resident of Village - Baikunthpur Barhanda, PO - Ghataho, Block - Ujiarpur, District - Samastipur.
76. Navin Prasad Singh (PDD No. 102770) son of Surendra Prasad Singh Resident of Village - Bajidpur, PO - Satanpur, Block - Ujiarpur, District - Samastipur.
77. Jitendra Kumar Lal (PDD No. 018233) son of Kapileshwar Lal Resident of Village and PO - Chapta, Block - Ujiarpur, District - Samastipur.
78. Ashok Kumar Ray (PDD No. 068782) son of Yugeshwar Ray Resident of Village - Mahthi, PO - Pachpaika, Block - Ujiarpur, District - Samastipur.
79. Md. Firdaus Anwar (PDD No. 313239) son of Md. Rafique Anwar Resident of Village and PO - Satanpur, Block - Ujiarpur, District - Samastipur.
80. Sanjay Kumar Singh (PDD No. 176723) son of Harihar Singh Resident of Village - Ramchandrapur Andhail, PO - Pataili, Block - Ujiarpur, District - Samastipur.
81. Ashok Kumar Sah (PDD No. 110744) son of Rajendra Sah Resident of Village - Hawaspur, PO and Block - Ujiarpur, District - Samastipur.
82. Rakesh Kumar Raman (PDD No. 137793) son of Harischandra Ram Resident of Village - Raipur Hawaspur, PO and Block - Ujiarpur, District - Samastipur.
83. Punam Kumari (PDD No. 302959) daughter of Ramswarth Ray Resident of Village - Chaknizam, PO - Karihara, Block - Ujiarpur, District - Samastipur.
84. Ramanand Roy (PDD No. 014999) son of Suresh Roy Resident of Village and PO - Harpur Rewari, Block - Ujiarpur, District - Samastipur.
85. Ram Pukar Sahni (PDD No. 135747) son of Ram Chandar Sahni Resident of Village and PO - Harpur Rewari, Block - Ujiarpur, District - Samastipur.
86. Saket Kumar Gupta (PDD No. 102867) son of Radheshyam Sah Resident of Village - Dighwapur, PO - Gawpur, Block - Ujiarpur, District - Samastipur.
87. Gopal (PDD No. 102763) son of Nageshwar Sah Resident of Village - Dighwapur, PO - Gawpur, Block - Ujiarpur, District - Samastipur.



88. Sanatan Kumar (PDD No. 02793) son of Vishwanath Mahto Resident of Village - Baikunthpur Barhanda, PO - Ghataho, Block - Ujiarpur, District - Samastipur.
89. Sanjay Kumar Mahto (PDD No. 260937) son of Shambhu Mahto Resident of Village - Baikunthpur Barhanda, PO - Ghataho, Block - Ujiarpur, District - Samastipur.
90. Braj Kishore (PDD No. 144582) son of Radhe Shyam Yadav Resident of Village and PO - Chapta, Block - Ujiarpur, District - Samastipur.
91. Gita Kumari (PDD No. 144735) daughter of Yogendra Ray Resident of Village and PO - Chapta, Block - Ujiarpur, District - Samastipur.
92. Tejnarayan Roy (PDD No. 196828) son of Ramdev Roy Resident of Village - Chapta South, PO - Chapta, Block - Ujiarpur, District - Samastipur.
93. Deevan Das (PDD No. 152494) son of Anandi Das Resident of Village and PO - Chandchour Mathurapur, Block - Ujiarpur, District - Samastipur.
94. Ajay Kumar (PDD No. 064199) son of Ram Udgar Singh Resident of Village - Surajpur, PO and Block - Ujiarpur, District - Samastipur.
95. Dhananjay Kumar (PDD No. 033109) son of Ashok Kumar Jha Resident of Village - Rampurekshila, PO and Block - Ujiarpur, District - Samastipur.
96. Nitish Kumar (PDD No. 214268) son of Kuntlal Ray Resident of Village - Chatia South, PO - Chaita, Block - Ujiarpur, District - Samastipur.
97. Shambhu Kumar Ram (PDD No. 247477) son of Guni Ram Resident of Village and PO - Paroroiya, Block - Ujiarpur, District - Samastipur.
98. Poonam Kumari (PDD No. 305188) daughter of Rambaran Ray Resident of Village - Ramchandrapur Andhail, PO - Pataili, Block - Ujiarpur, District - Samastipur.
99. Gita Kumari (PDD No. 144735) daughter of Yogendra Ray Resident of Village - Chapta, PO - Chapta, Police Station and Block - Ujiarpur, District - Samastipur.
100. Ranjeet Kumar Sharma (PDD No. 097074) son of Ram Bilash Sharma Resident of Village and PO - Lohagir, Block - Ujiarpur, District - Samastipur.
101. Raju Sharma (PDD No. 309165) son of Misho Sharma Resident of Village - Chandchour Mekarri, PO - Belamegh, Block - Ujiarpur, District - Samastipur.
102. Pappu Kumar Safi (PDD No. 017895) Son of Sri Punai Safi Resident of Village - Marar, P.O. - Jitwarpur, P.S. - Rahika, District - Madhubani.
103. Arun Kumar Sah (PDD No. 219285) son of Chulhai Sah Resident of Village - Simri, PO - Simri, Police Station - Bisfi, District - Madhubani.
104. Jawahar Mishra (PDD No. 080895) son of Raj Narayan Mishra Resident of Village and P.O. - Kalyanpur, P.S. and Block - Bibhutipur, District - Samastipur.
105. Sunil Kumar Ishar (PDD No. 073599) son of Mahendra Prasad Ishar Resident of Village and P.O. - Mahishi, P.S. and Block - Bibhutipur, District - Samastipur.
106. Smita Kumari (PDD No. 253438) daughter of Gita Prasad Singh Resident of Mohalla - New Prof. Colony Girihinda, P.O. and Police Station - Sheikhpura, District - Sheikhpura.
107. Sanjay Kumar Das (PDD No. 235305) son of Kali Kumar Das Resident of Village and P.O. - Andharathadhi, P.S. - Anthrathadhi, District - Madhubani.



108. Baiju Praven (PDD No. 109033) son of Raj Kumar Sahu Resident of Village - Dhattatola, P.O. - Dumara, Police Station and Block - Andhrathadhi, District - Madhubani.
109. Satya Narayan Choudhari (PDD No. 301855) son of Saukhi Choudhari Resident of Village - Gaur Andhara, P.O. - Andhrathadhi, P.S. - Rudrapure, District - Madhubani.
110. Yugut Lal Yadav (PDD No. 057710) son of Lakshmi Yadav Resident of Village - Belaunja, P.O. - Belaunja, Police Station and Block - Bisfi, District - Madhubani.
111. Sunil Kumar (PDD No. 178419) son of Sri Badri Nath Jha Resident of Village - Jagatpur Baraiya Tol, P.O. - Jagatpur, Block and P.S. - Rahika, District - Madhubani.
112. Sanjiv Kumar (PDD No. 002718) Son of Sri Bijay Kumar Verma Resident of Village - Nagar Parishad, Ward No. 14, P.O. - Madhubani, P.S. - Madhubani, District - Madhubani.
113. Pankaj Kumar Karn (PDD No. 133992) Son of Sri Ganesh Lal Karn Resident of Village - Chitragupta Nagar, Ward No. 20, P.O. - Madhubani, P.S. - Madhubani, District - Madhubani.
114. Manish Kumar (PDD No. 075180) Son of Sri Vishwanath Thakur Resident of Village - Suratganj, Ward No. 15, P.O. - Madhubani, P.S. - Madhubani, District - Madhubani.
115. Archana Kumari (PDD No. 145927) Husband of Birendra Kumar Jha Resident of village - Shripur Hati, P.O. - Pandaul, P.S. - Shripur Hati, District - Madhubani.
116. Deepak Kumar Paswan (PDD No. 027768) son of Bhari Paswan Resident of Village - Batlonia, P.O. - Lohat, P.S. - Pandaul, District - Madhubani.
117. Vijay Kumar Yadav (PDD No. - 264736) son of Sahdev Lal Yadav Resident of Village - Simari West Tola, P.O. - Simari, P.S. - Bisfi, District - Madhubani.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Alok Kumar
For the Respondent/s : Mr.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 20-06-2018

Seeking exception to an order passed by the learned
Writ Court in C.W.J.C. No. 12216 of 2016 and various other
cases more than 20 petitions on 24.01.2017, this appeal has been



filed under Clause 10 of the Letters Patent and there being a delay of 351 days in filing of the Letters Patent Appeal, I.A. No. 1172 of 2018 has been filed seeking condonation of delay. However, the fact remains that the order passed in all the cases identical in nature on 24.01.2017 was subject matter of L.P.A. in L.P.A. No. 535 of 2017 and various other cases and a coordinate Bench of this Court in the said case namely L.P.A. No. 535 of 2017 by a detailed order passed on 17.04.2018 has dismissed identical appeals and the impugned order passed on 24.01.2017 has been upheld.

In view of the above, we see no reason to make any indulgence into the matter. This appeal also stands dismissed in terms of the order already passed in L.P.A. No. 535 of 2017 and other identical appeals on 17.04.2018.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

P.K.P./-

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	21.06.2018
Transmission Date	

