

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12538 of 2017

1. Parmeshwar Prasad II, Son of Ambika Rai, Resident of Village- Jogipur, PO & PS- Patrakar Nagar, Kankarbagh, District- Patna, Pincode- 800020.
2. Arun Kumar Singh, Son of Late Ram Lakhan Singh, Resident of Village- Darvshpur, P.O.- Gonkura, P.S.- Chandi, District- Nalanda.
3. Ranjit Kumar, Son of Late Chhote Narayan Singh, Resident of RBI Colony, E-7, Malahipakri, Kankarbagh, District- Patna, Pin Code- 800020.
4. Awadhesh Prasad Yadav, Son of Late Parmeshwar Prasad Yadav, Resident of Village- Saleya, P.O.- Barhat, P.S.- Barhat, District- Jamui.
5. Suresh Kumar, Son of Ayodhya Prasad, Resident of Village- Mahadeopuri, P.O.- G.P.O., P.S.- Gardanibagh, District- Patna- 800001.
6. Manoj Kumar II, Son of Late Jogendra Prasad, Resident of House No.19., Adarsh Colony, Kidwaipuri, District- Patna.
7. Ravi Dayal, Son of Ram Babu, Resident of Panch Mandir, Alkapuri Road, P.O.- Anishabad, P.S.- Gardanibagh, District- Patna.
8. Hari Shankar Kumar, Son of Late Ram Ashish Roy, Resident of Rajapur, Mainpura, P.O.- G.P.O., P.S.- Patliputra, District- Patna, Pincode- 800001.
9. Alok Ranjan, Son of Late Bhuneshwar Lal, Resident of Flat No.303, Manja Enclave, Road No.-0, Near Gandhi Murti, Patelnagar, Shivpuri, Patna- 800023.
10. Sanjay Kumar Sinha I, Son of Late Pashupati Nath Prasad, Resident A/138, Housing Colony, Kankarbagh, District- Patna, Pincode- 800020.
11. Vijay Kumar Sinha, Son of Late Pashupati Nath, Resident of Ny- 70, Behind Jhunjhun Mahal, Gardanibagh, New Yarpur, District- Patna.



12. Subodh Kumar, Son of Arjun Mandal, Resident of B/20, Indirapuri Colony, Ashiana Road, P.O.- B.V. Colony, P.S.- Shastrinagar, District- Patna.
13. Manoj Kumar Jha, Son of Late Supendra Jha, Resident of New Mithila Colony, Nasariganj, Danapur, District- Patna.
14. Shravan Kumar Rai, Son of Late Gorakh Prasad Rai, Resident of Village- Hezalpur, P.O.- Basantpur Maker, P.S.- Maker, District- Saran.
15. Ram Prakash Mahto, Son of Nathuni Mahto, Resident of Village- Nawada Khalsapar, Walmi, Phulwari, District- Patna.
16. Mukesh Kumar-I, Son of Late Tapeswar Yadav, Resident of Reshmi Complex, P.O.- Kidwaipur, P.S.- Kotwali, District- Patna.
17. Kalanand Kaushal, Son of Late Sukhdeo Prasad Yadav, Resident of Village- Gurja, P.O.- Yadavpati, P.S.- Kumarkhand, District- Madhepura.
18. Dinesh Kumar, Son of Late Narayan Prasad Singh, Resident of Village- Narauli, P.O.- Binda, P.S.- Mushahari, District- Muzaffarpur.
19. Sanjay Kumar-I, Son of Late Ram Krishna Ghosh, Resident of Village & P.O. & P.S.- Bhikhanpur, District- Bhagalpur.
20. Ashok Kumar Rajak, Son of Jalim Baitha, Resident of Village- Akbarpur, P.O.- Sati Chauta, District- Vaishali.
21. Suresh Prasad Rajak, Son of Saryug Prasad, Resident of Village- Dhadhuan, P.O. & P.S.- Desri, District- Vaishali.
22. Dilip Ram, Son of Shyam Nandan Ram, Resident of Village & P.O. & P.S.- Mangiya, District- Vaishali.
23. Vinod Ram, Son of Dhuran Ram, Resident of Village+P.O.- Bakhra, District- Muzaffarpur.
24. Sunil Manohar, Son of Late Ram Narayan Yadav, Resident of Village+P.O.- Amari, P.S.- Khaira, District- Jamui.
25. Sanjay Kumar-IV, Son of Makeswar Prasad, Resident of Bazar Samiti, Saketpuri, District- Patna- 800016.



26. Mahesh Prasad Srivastava, Son of Late Jai Narayan Prasad Srivastava, Resident of Village- Dhanushi, P.O.- Ghataro, District- Vaishali.
27. Ram Parvesh Ray, Son of Late Yogendra Ray, Resident of Village- Magardahi, Ward No.-29, District- Samastipur.
28. Mithilesh Kumar Singh, Son of Chandradeo Singh, Resident of A-154, Housing Colony, Lohianagar, Kankarbagh, District- Patna, Pincode- 800020.
29. Brahmdeo Thakur, Son of Ganpati Thakur, Resident of Village+P.O.- Sijoliya, District- Madhubani.
30. Abhay Kumar Singh, Son of Nasib Singh, Resident of Swasti Bhawan, Indira Nagar, Road, No.-9C, P.O.- G.P.O. District- Patna- 800001.
31. Satyadeo Prasad, Son of Girwardhari Singh, Resident of Vijay Nagar, Hanuman Nagar, District- Patna, Pincode- 800020.
32. Chandra Shekhar Singh, Son of Ram Vilash Singh, Resident of Village- Bhajwana, P.O.- Nachap, District- Chapra.
33. Vijay Kumar, Son of Late Rishideo Roy, Resident of Pahalega (Sahabpur Diyara), P.O.- Sonapur, District- Saran.
34. Rakesh Dwivedi, Son of Sridhar Dwivedi, Resident of B/18, Housing Colony, Kankarbagh, District- Patna, Pincode- 800020.
35. Niraj Kumar, Son of Shiv Chandra Singh, Resident of Kamal Kunj, Ram Jaipal Nagar, Gola Road, P.O.- Danapur, District- Patna.
36. Rakesh Kumar, Son of Shyam Narayan Prasad, Resident of Churi Market, Kadam Kuan, Nala Road, District- Patna, Pincode- 800003.
37. Surendra Kumar, Son of Jawahar Lal, Resident of Road No.21, Housing No.66, S.K. Nagar, District- Patna.
38. Jitendra Kumar, Son of Late Gopal Prasad, Resident of Churi Market, Kadam Kuan, Nala Road, District- Patna, Pincode- 800003.
39. Sanjay Kumar Sinha-II, Son of Rajeshwar Prasad Singh, Resident of Chak Mushallahpur, Sweet Heart Lane, Ram Niwas Bhawan, District- Patna- 800006.



40. Arun Kumar-II, Son of Sri Madan Lal, Resident of Diwan Mohalla, Patton Ki Bagh, Near Narayan Folding, P.O.- Jhauganj, P.S.- Khajekala, Patna City, District- Patna- 800008.

... .. Petitioners

Versus

1. The State of Bihar through Secretary, Education Department, Government of Bihar, New Secretariat, Patna.
2. Principal Secretary, Education Department, Government of Bihar, New Secretariat, Patna.
3. The Deputy Secretary, Education Department, Government of Bihar, New Secretariat, Patna.
4. The Director, Secondary Education, Government of Bihar, Patna.
5. The Chairman, Bihar School Examination Board (Senior Secondary), Budh Marg, Patna.
6. The Bihar School Examination Board (Senior Secondary), Budh Marg, Patna through the Secretary.
7. The Secretary, Bihar School Examination Board (Senior Secondary), Budh Marg, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ashish Giri, Advocate
For the Respondent/s : Mr. Lalit Kishore- Advocate General

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

9 05-12-2018 Heard learned counsel for the petitioners and
learned counsel for the State.

The petitioners were employees of erstwhile Bihar Intermediate Council that Council has merged with the Bihar School Examination Board. As per the claim of the petitioners, they have not been absorbed in the Bihar School Examination Board that generated the case by way of filing C.W.J.C. No.



21678 of 2013 (Awadh Narayan Yadav & Ors. The State of Bihar & Ors) unsuccessfully. It appears that the order passed in L.P.A. No.1560 of 2013, went to the Hon'ble Supreme Court and the Hon'ble Supreme Court in stead of granting the substantive benefit has only given observation for consideration of their case by the authority concerned.

Let the competent authority consider the case of the present petitioners in terms of the order passed by the Hon'ble Supreme Court in Special Leave to Appeal (C) No. 34154 of 2016 within a period of three months from the date of receipt/production of a copy of this order.

With the aforesaid observations and directions, this writ petition is disposed of.

(Shivaji Pandey, J)

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