

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Letters Patent Appeal No.1777 of 2017**

**In**

**Civil Writ Jurisdiction Case No.23183 of 2011**

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1. Anamika Kumari, wife of Late Ramchandra Verma, Resident of Village Gopalpur, Police Station- Warsaliganj, District- Nawada
  2. Manju Kumari, Wife of Mahesh Kumar, Resident of Village- Derhgawn, Police Station- Kashichak, District- Nawaa
  3. Venkatesh Kumar, Son of Raghuvarsh Singh, Village+Post Office+Police Station- Konch, District- Gaya
  4. Neha Kumari, wife of Subodh Pandit, Resident of Village- Baliyari, Police Station- Pakariwaran, District- Nawada
  5. Uttam Kumar Chaudhari, son of Rajendra Chaudhary, Resident of Village- Chatarwar, Police Station- Pakariwaran, District Nawada
  6. Ramvilash Paswan, son of Nagina Paswan, Resident of Village- Hanumanbigha, Police Station- Kashichak, District- Nawada

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education, Government of Bihar, Patna.
- 2.The Director, Primary Education, Human Resource Development Department, Government of Bihar, Patna.
- 3.The District Magistrate, Nawada.
- 4.The Deputy Development Commissioner, Nawada.
- 5.The District Teachers Employment Tribunal, District Nawada, through its member.
- 6.The District Superintendent of Education, Nawada.
- 7.The Block Development Officer, Kashichak Block, District Nawada
- 8.The Block Education Extension Officer, Kashichak, District Nawada
- 9.The Mukhiya, Gram panchayati Raj Khakhari, Block Kashichak, District- Nawada.

... .. Respondent/s



**Appearance :**

For the Appellant/s : Mr. Sudish Kumar, Advocate

For the Respondent/s : Mr. Ashutosh Ranjan Pandey -AAG-15

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL JUDGMENT**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

**Date : 18-07-2018**

Apart from the fact that there is inordinate, unexplained delay of more than three years in filing of the writ petition, we find that the learned Writ Court, in detail, dealt with various aspects of the matter and found that there are manipulation and large scale illegality in the selection conducted and directed for cancellation of the entire selection and conducting the selection afresh within a period of three months.

The order was passed in the year 2014 and thereafter the appeal is now filed after a period of more than three years and two months. Apart from the aforesaid delay, we find that the learned Writ Court had found large scale irregularities and directed for conducting fresh selection after cancelling the earlier selection, and we find no illegality committed in the matter of dealing with the issue by the learned Writ Court merely because the petitioners were not noticed or



heard.

The Letters Patent Appeal stands dismissed.

**(Rajendra Menon, CJ)**

**(Rajeev Ranjan Prasad, J)**

P.K.P./R.S.Sen-

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