

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6672 of 2018

1. Indra Singh, Wife of Bajrang Bali Singh, resident of village- Chanda Kewatia, P.S.- Bihiya, O.P. Gaura, District- Bhojpur.
2. Shila Kumari daughter of Late Suryadeo Rai, resident of Village- Bartiar, P.O.- Kori, P.S.- Sandesh, District- Bhojpur.
3. Chandra Shekhar Prasad, Son of Late Nand Kumar Ram, Resident of Muhalla- Mahadeva Magahiya Toli, Ara, P.S.- Ara Town, District- Bhojpur.
4. Suresh Kumar Singh, Son of Kedar Nath Singh resident of Village- Dom Toli, Ward No. 10, Dumaraon, P.S.- Dumaraon, District- Buxar.
5. Chinta Devi, Wife of Sri Kush Paswan, Resident of village + P.O.- Sakaddi, P.S.- Koelwar, District- Bhojpur.
6. Radhakrishna Ram Son of Sri Mukhtar Ram, resident of village- Chandi, P.O. Narahi Chandi, P.S.- Chandi, District- Bhojpur.
7. Nilam Devi, Wife of Umakant Pandey, Resident of village- Ramopatti Simari, Post + P.S.- Simari, District- Buxar.
8. Ganesh Singh Yadav, S/o Late Sukar Singh, resident of village- Bihiya, P.S.- Bihiya, District- Bhojpur.
9. Sachchidanand Prasad, Son of Ram Bilash Prasad, resident of village- Udhura, P.O.- Dallupur, P.S.- Buxar, District- Buxar.
10. Ranjeet Kumar Pandey, Son of Sri Indradeo Pandey, resident of Village- Thori Pandeypur, P.O.- Murar, P.S.- Murar, District- Buxar.
11. Chandrawati Kumari, Daughter of Sri Ram Prasad Paswan Wife of Dinanath Paswan, resident of village + P.O.- Gajadharganj, P.S.- Buxar Town, District- Buxar.
12. Birbal Singh @ Birbal Yadav, Son of Sri Brigunath Singh, resident of Village- Babu Tola, P.O.- Raghunathpur, P.S.- Brahmpur, District Buxar.
13. Chandrama Singh, Son of Nandu Singh, Resident of Village- Nikhura Dumaraon, P.S.- Dumaraon, District- Buxar.
14. Asha Kumari, Wife of Shankar Kumar Singh, resident of Village- Samhar, P.S.- Dumaraon, District- Buxar.
15. Manoj Kumar Rai, Son of Sri Jagdish Rai, resident of Village- Nat, P.O.- Umarpur, P.S.- Industrial Area Buxar, District- Buxar.
16. Ganesh Kumar Sharma, Son of Late Ambika Sharma, resident of Village- Nimaua (Bheriya Tola), P.O.- Kharaha Tar, P.S.- Simari, District- Buxar.
17. Sheo Shankar Mehta, Son of Sri Jagdish Mehta, Resident of Village- Tori Pandeypur, P.O. + P.S.- Murar, District- Buxar, at present resident of Bodhi Satva Bhawan, R.K. Palace Cinema Road, Hajipur, P.S.- Hajipur, District- Vaishali.
18. Vidyawati Kumari, daughter of Sri Shiv Narayan Prasad Gupta, resident of Village + P.O. + P.S.- Dumaraon, District- Buxar.
19. Jyotish Kumar, Son of Kamta Prasad Gupta, resident of Village- Dumaraw, Ward No. 22, P.O. + P.S.- Dumaraw, District- Buxar.



20. Akhilanand Singh, Son of Butan Singh, resident of Village + P.O.- Mugaow, P.S.- Kuransaray, District- Buxar.
21. Aryanil Kumar Dubey, Son of Late Baban Dubey, resident of Village + P.O.- Nenua, P.S.- Dumaraon, District- Buxar.
22. Urmila Devi, Wife of Ashok Kumar Patak, daughter of Lalan Kumar Pandey, resident of Village- Chandrapura, P.O.- Hathilpur, P.S.- Brahmpur, District- Buxar.
23. Vidhya Bhushan Mishra, Son of Late Sri Krishna Bihari Mishra, resident of Village + P.O.- Sonbarsa, Bhaiya- Dullahpur, P.S.- Buxar Industrial, District- Buxar.
24. Kumari Prabha, daughter of Gajendra Choubey, resident of Village + P.O.- Sonbarsa, Bhaiya- Dullahpur, P.S.- Industrial Buxar, District- Buxar.
25. Vidhyanand Mishra, Son of Late Krishna Bihari Mishra, resident of Village + P.O.- Sonbarsa, Bhaiya, Dullahpur, P.S.- Industrial Buxar, District- Buxar.
26. Shivanand Ram, Son of Late Siku Ram, resident of Village + P.O. Sonpura, P.S.- Buxar, District- Buxar.
27. Sunder Lal Ram, Son of Late Lakhanlal Ram, resident of Village- Simari Dudhipatti, P.O. + P.S.- Simari, District- Buxar.
28. Lakshman Pandey, Son of Rudra Narayan Pandey, resident of Village- Simari Bakulahapatti, P.S.- Simari, District- Buxar.
29. Sanjay Kumar Singh, Son of Rajgrihi Singh, resident of Village + P.O.- Nandan, P.S.- Dumaraon, District- Buxar.
30. Brij Bihari Singh, Son of Rajgrihi Singh, resident of Village + P.O.- Nandan, P.S.- Dumaraon, District- Buxar.
31. Tej Bahadur Singh, Son of Ram Das Singh, resident of Village- Belahari, P.O.- Nachap, P.S.- Murar, District- Buxar.
32. Bhagmano Devi, Son of Bhagwan Prasad, resident of Village- Simari Halwapatti, P.S.- Simari, District- Buxar.
33. Md. Isarafil, Son of Md. Habib, Resident of village- Simari Ramopatti, P.S.- Simari, District- Buxar.
34. Dhananjay Kumar, Son of Sri lal Muni Sah, Resident of Village- Simari Dudhi Patti , Post+P.S.- Simari, District- Buxar.
35. Om Prakash Mishra, Son of Late Ram Bhawan Mishra, resident of Village- Tilak Rai Ke Hata, P.O.- Barka Rajpur, P.S.- Simari, District- Buxar.
36. Sanjay Rai, Son of Ram Akbal Rai, Resident of Village- Dudhi Patti Simari, P.S.- Simari, District- Buxar.
37. Sanjay Kumar, Son of Sri Lalmuni Sah, resident of Village- Simari Bazar, P.O. + P.S. Simari, District- Buxar.
38. Dilip Kumar, Son of Sri Dinesh Kumar, Resident of Village- Simari Dudhi Patti , Post+P.S.- Simari, District- Buxar.
39. Dhiraj Kumar, Son of Sri Keshwar Singh, Resident of Village- Simari Dudhi Patti , Post+P.S.- Simari, District- Buxar.
40. Arvind Kumar Rai, Son of Sri Shiv Gopal Rai, Resident of Village- Jaso, Post- Buxar, P.S.- Buxar (Muhsil), District- Buxar.
41. Sanjay Pandey, Son of Sri Vindhyachal Pandey, resident of Mohalla- Mathiya Buxar, Post- Buxar, P.S.- Mandal Buxar, District- Buxar.
42. Dayasagar Ojha, Son of Sri Tej Narayan Ojha, resident of Village + Post - Nenua, P.S.- Dumraon, District- Buxar.



43. Birendra Kumar Pandey, Son of Late Bake Bihari Pandey, resident of Village- Kachainiya, P.O.- Athar, P.S.- Koransaray, District- Buxar.
44. Umesh Kumar Singh, Son of Sant Bilas Singh, resident of Village- Muganv, P.S.- Koransaray, District- Buxar.
45. Chandrmohan Mishra, Son of Sri Tapeswar Mishra, resident of Village + P.O. Kasiya, P.S.- Dumraon, District- Buxar.
46. Mayarani, daughter of Bhola Singh Wife of Ashok Kumar, resident of Village + P.O.- Raghunathpur, P.S.- Brahmpur, District- Buxar.
47. Premlata Mishra, son of Sri Baleshwar Mishra, resident of Village + P.O.- Raghunathpur, P.S.- Brahmpur, District- Buxar.
48. Pushpa Kumari, Wife of Janmejay Prasad, resident of Village + P.O.- Kulhariya, P.S.- Buxar Mufsil, District- Buxar.
49. Dharmendra Tiwary, Son of Kedar Tiwary, resident of Village- Baijnathpur, P.O.- Shivpur, P.S.- Navanagar, District- Buxar.
50. Pradeep Kumar Pandey, Son of Late Parashuram Pandey, resident of Village + P.O.- Rampur, P.S.- Navanagar, District- Buxar.
51. Geeta Kumari, daughter of Late Prayag Nath Upadhyay, resident of Village + P.O. + P.S.- Dumaraon, District- Buxar.
52. Urmila Kumari, daughter of Ishwar Dyal Singh, resident of Village + P.O.- Udiyanganj, P.S.- Krishnabrahm, District- Buxar.
53. Satyendra Prasad Singh, Son of Sri Tilak Prasad Singh, resident of Village + P.O.- Pidiya, P.S.- Dumaraon, District- Buxar.
54. Harimangal Ram, Son of Sri Grahan Ram, resident of Village + P.O.- Rampur, P.S.- Navanagar, District- Buxar.
55. Lalan Singh, Son of Sri Gaurishankar Singh, resident of Village + P.O.- Shivpur, P.S.- Navanagar, District- Buxar.
56. Ramneti Pandey, Wife of Late Parasuram Pandey, resident of Village + P.O.- Rampur, P.S.- Nawanagar, District- Buxar.
57. Purushottam Pandey, Son of Basudev Pandey, resident of Village- Bairi, P.O.- Mahadah, P.S.- Itarhi, District- Buxar.
58. Manoj Kumar Tiwary, son of Dasrath Tiwary, resident of Village + P.O. + P.S.- Murar, District- Buxar.
59. Sanjay Kumar Chaubey, Son of Sri Jagdish Chaubey, resident of Village + P.O.- Jarigaowa, P.S.- Industrial Buxar, District- Buxar.
60. Dharmendra Ojha, Son of Sri Dinanath Ojha, resident of Village- Kachainiya, P.O. + P.S.- Koransaray, District- Buxar.
61. Vijay Kumar Singh, Son of Sri Banga Singh, resident of Village- Saurudih, P.O.- Khanethi, P.S.- Bhabhua, District- Kaimur (Bhabhua).
62. Usha Kumari, Wife of Om Prakash Sharma, resident of Village- Sarha Mathiya, P.O.- Sarha, P.S.- Chhapra Muffasil, District- Saran.
63. Hari Bansh Rai, Son of Late Shiv Balak Rai, resident of Village- Hasanpurvan, P.O.- Chanchoura, Bhaiya- Khaira, District- Saran.



64. Om Prakash Sah, Son of Late Daroga Sah, resident of Village- Lohara, P.O.- Badalu Tola, P.S.- Chhapra Muffasil, District- Saran.
65. Deo Prasad Mehta, Son of Late Babulal Mehta, resident of Village- Kutubpur, P.O.- Kotwa Patti Rampur, P.S.- Doriganj, District- Saran.
66. Kameshwar Prasad Son of Late Ram Narayan Prasad, resident of Village- Kutubpur, P.O.- Kotwa Patti Rampur, P.S.- Doriganj, District- Saran.
67. Manju Kumari, Son of Sri Tulsi Bhagat, resident of Village- Kutubpur, P.O.- Kotwa Patti Rampur, P.S.- Doriganj, District- Saran.
68. Tribhuwan Choubey, Son of Late Ram Chandra Choubey, resident of Village- Kadipur, P.S.- Itari, District- Buxar.
69. Sanjay Kumar Ram, Son of Late Mukhan Ram, resident of Village- Jaso Jagjiwan Nagar, P.O.- Buxar, P.S.- Buxar Muffasi, District- Buxar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary Education Department, Govt. of Bihar, Patna.
3. The Principal Secretary Department of Personnel and Administrative Reform Department Government of Bihar, Patna.
4. The Director Mass Education Government of Bihar, Patna.
5. The District Education Officer, Buxar.
6. The District Education Officer, Bhojpur at Ara.
7. The District Education Officer, Vaishali.
8. The District Education Officer, Saran.
9. The District Education Officer, Kaimur (Bhabhua).

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Maya Shankar Mishra
For the Respondent/s : Mr. Prabhakar Jha- Gp27

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 16-04-2018 Heard learned counsel for the petitioners and the
counsel appearing on behalf of the State.

Petitioners have filed the present writ application for a
direction to consider their case for absorption on the post of
class-IV in the light of the decision of this court in C.W.J.C. No.



8414 of 2010 which was affirmed by the Division Bench in LPA No. 1489 of 2011 and other cases including LPA No. 1047 of 2017 dated 23.1.2018.

In view of the above, the writ petition is disposed of with direction to the respondents to consider the case of the petitioner in the light of the decision in C.W.J.C. No. 8414 of 2010 and LPA Nos. 1489 of 2011 and 1047 of 2017 and in case the respondents find the case of the petitioners similar to the case of the petitioners in C.W.J.C. No. 8414 of 2011 and other cases indicated hereinabove, necessary decision granting similar benefit may be taken by the respondents within a period of four months from the date of receipt/production of a copy of this order.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

Ravi/-

U			
---	--	--	--

