

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20473 of 2016

1. Ashok Kumar Singh Son of Surya Shekhar Singh, Resident of Village- Kashi Bazar, P.O.- Rajendra College, P.S. Bhagwan Bazar, District- Saran.
2. Anil Kumar Singh, Son of Indu Bhushan Singh, resident of Gyan Marg, Kashi Bazar, South of Pani Tani, P.O. P.S.- Bhagwan Bazar, District- Chapra.
3. Mahammud Alam, Son of Md. Sakur, resident of Village- Mirchaiya Tola, P.O. P.S.- Bhagwan Bazar, District- Saran.
4. Jaglal Sah, son of Badri Sah, Resident of Village- Kaithal Dholahi Tole Madrauli, P.O.- Aphar, P.S.- Amnaur, District- Saran.
5. Sanjay Kumar, Son of Dev Kumar Prasad, resident of Village- Ratanpura Ojha Toli, P.O. P.S.- Bhagwan Bazar, District- Saran.
6. Mohan Singh, Son of Ram Balak Singh, resident of Village- Rauza Nai Basti, P.O.- Sahebganj, P.S.- Nagar, District- Saran.
7. Sudhir Kumar Rai, Son of Rameshwar Rai, Resident of Village- Mairwa Karn, P.O.- Nechua Jalalpur, P.S.- Kuchai Kot, District- Gopalganj.
8. Sanoj Kumar Singh, Son of Ratneshwar Prasad Singh, resident of Village Mehiya, P.O.- Gurukul Mehiya, P.S.- Muffasil, District- Saran.
9. Dinanath Singh, Son of Munshi Singh, resident of Village P.O.- Berui, P.S.- Baniapur, District Saran.
10. Lalmati Devi, Wife of Kapil Mistri, resident of Village- Daulatganj, P.O.- Rajendra College, P.S.- Bhagwan Bazar, District- Saran.
11. Amarnath Singh, Son of Janardan Prasad Singh, resident of Village- Fatahpur Pakari, P.O.- Piroi, P.S.- Mahua, District- Vaishali.
12. Parasnath Singh, Son of Janardan Prasad Singh, resident of Village- Fatahpur Pakari, P.O.- Piroi, P.S.- Mahua, District- Vaishali.
13. Chanda Kumari, daughter of Indu Bhushan Singh, resident of Village- Kashi Bazar Pani Tanki, P.O. P.S.- Bhagwan Bazar, District- Saran.
14. Tuphani Ram, Son of Mahendra Ram, resident of Village P.O. P.S.- Ekma, District- Saran.
15. Satyanarayan Sharma, Son of Ram Lagan Sharma, resident of Village- Daulatganj Mirchaiya Tola, P.O. P.S.- Bhagwan Bazar, District- Saran.
16. Satyendra Narayan Singh, Son of Uma Shankar Singh, resident of Village- Mehiya P.O.- Gurukul, P.S.- Muffasil, District- Saran.
17. Shambhu Pandit, Son of Raghu Pandit, resident of Village- Gyan Marg Mirchaiya Tola, P.O.- Rajendra College, P.S. Bhagwan Bazar, District- Saran.
18. Bidhyachal Prasad, Son of Saryug Prasad, resident of Village- Kashi Bazar, P.O. P.S.- Bhagwan Bazar, District- Saran.
19. Laxman Ji Prasad, Son of Radha Krishna Prasad, Resident of Village- Naviganj, P.O.- Rajendra College, P.S.- Bhagwan Bazar, District- Saran.
20. Ghanshyam Mehta, Son of Tej Narayan Mehta, resident of Village-



- Kadhaiya, P.O.- Kachara Kadhaiya, P.S.- Saur Bazar, District- Saharsa.
21. Nawal Kishore Singh, Son of Surya Shekhar Singh, resident of Village- Kashi Bazar, Near Pani Tanki, P.O. P.S. - Bhagwan Bazar, District- Saran.
 22. Awadhesh Kumar Yadav, Son of Late Rupnarayan Yadav, resident of Village- Gosaipur, P.O.- Harsher, P.S.- Siwaipatti, District- Muzaffarpur.
 23. Vishwanath Prasad Yadav, son of Yadunandan Rai, resident of Village- Purwari Rauza, Chapra, P.O. P.S.- Nagar, District- Saran.
 24. Ramayan Rai, Son of Asharfi Rai, resident of Village- Pahiyani, P.O. P.S.- Riwilganj, District- Saran.
 25. Surendra Prasad, son of Prasuram Rai, resident of Village- Wajitpur, P.O.- Naini, P.S.- Muffasil, District- Saran.
 26. Baijnath Prasad Yadav, Son of Mathura Prasad Yadav, resident of Village- Gorya Tola, P.O.- Badlu Tola, P.S.- Muffasil, District- Saran.
 27. Baban Rai, Son of Bhagwan Rai, resident of Village- Khemaji Tola, P.O. Sandha, P.S. Muffasil, District- Saran.
 28. Nand Kishore Prasad Yadav, Son of Thag Rai, resident of Village- Bara Telpa, Chapra, P.S.- Nagar, District- Saran.
 29. Kameshwar Singh, Son of Rampujan Singh, resident of Village- Viran Tola, P.O.- Badalu Tola, P.S.- Muffasil, District- Saran.
 30. Chandrama Rai, Son of Bhagirath Rai, resident of Village- Chhapiyan, P.O. Keshari Mathiyani, P.S.- Ekma, District- Saran.
 31. Ram Ekbal Vidyarthi, Son of Ramgovind Rai, resident of Village- Sawari Kashi Tiwari Ka Tola, P.O. P.S.- Jalalpur, District- Saran.
 32. Jang Bahadur Rai, Son of Ramchandra Rai, resident of Village- Dahiyawan, P.O. Nagar, P.S. District- Saran.
 33. Hari Prasad, Son of Bhola Rai, resident of Village- Dahiyawan, P.O.- Nagar, P.S. District- Saran.
 34. Lal Bahadur Rai, Son of Hari Charan Rai, resident of Village P.O. - Chanchura, P.S.- Muffasil, District- Saran.
 35. Krishna Rai, Son of Baijnath Rai, resident of Village P.O.- Ratanpura, P.S.- Muffasil, District- Saran.
 36. Shiv Shankar Rai, Son of Jaglal Rai, resident of Village- Vajitpur Turkwalia, P.O.- Naini, P.S.- Muffasil, District - Saran.
 37. Shivji Rai, Son of Ram Avtar Rai, resident of Village- Chanchura, P.O. P.S.- Muffasil, District- Saran.
 38. Ram Layak Rai, Son of Nandlal Rai, resident of Village- Jatua, P.O. Naini, P.S. Muffasil, District- Saran.
 39. Vimal Kumar Mehta, Son of Sita Ram Mehta, resident of Village- Kadhiya, P.O.- Kachra, P.S.- Saur Bazar, District- Saharsa.
 40. Nageshwar Kumar, Son of Mehadi Mahto, resident of Village- Jhurkhuriya, P.O.- Bahadurpur, P.S.- Zero Mile, District- Bhagalpur.
 41. Jai Mangal Prasad Yadav, son of Ramdayal Prasad Yadav, resident of Village - Prasadi, P.O.- Parsauna, P.S.- Parsa, District- Saran.



42. Ramayan Prasad Singh, son of Jay Narayan Singh, resident of Village P.O.- Naini Jagdishpati, P.S.- Muffasil, District- Saran.
43. Rakesh Kumar Singh Chauhan, Son of Nagendra Singh, resident of Village P.O.- Inai, P.S. Rivilganj, District- Saran.
44. Yogendra Rai, Son of Mithu Rai, resident of Village- Inai Mahamdpur, P.O.- Inai, P.S.- Rivilganj, District- Saran.
45. Yogendra Prasad Rai, Son of Brijmohan Rai, resident of Village- Ratanpura, Daulatganj, P.O. P.S.- Bhagwan Bazar, District- Saran.
46. Ishwar Prasad Yadav, Son of Thakur Rai, resident of Village- Ratanpura Ojha, P.O. P.S.- Bhagwan Bazar, District- Saran.
47. Lalan Singh, son of Ramji Singh, resident of Village- Katra Newaji Tola, P.O.- Bhagwan Bazar, P.S.- Rivilganj, District- Saran.
48. Shojee Kunwar, Son of Yugal Kishore Kunwar, resident of Village- Ratanchak, P.O. P.S.- Hathua, District- Gopalganj.
49. Munna Mali, Son of Miyanjan, resident of Village P.O. P.S.- Maharajganj, District- Siwan.
50. Ainul Miyan, Son of Aalim Miyan, resident of Village- Juafar, P.O.- Chakiya, P.S.- Bhagwanpur, District- Siwan.
51. Khedaru Miyan, Son of Sultan Miyan, resident of Village- Kapiyan Nijamad, P.O. P.S.- Maharajganj, District- Siwan.
52. Narendra Singh, Son of Kedar Singh, resident of Village- Rukundipur Tole Bharosh Kunwar, P.O.- Maharajganj, P.S.- Daraunda, District- Siwan.
53. Suresh Rai, Son of Shiv Shabnkar Yadav, resident of Village- Pakwaliya, P.S.- Daraunda, District- Siwan.
54. Shakil Ansari, Son of Salim Ansari, resident of Village- Dhandcuhan, P.O. P.S.- Maharajganj, District- Siwan.
55. Suresh Kumar Singh, Son of Satyadev Singh, resident of Village- Kapiya Jagir, P.O. P.S.- Maharajganj, District- Siwan.
56. Trilok Nath Singh, Son of Baikunth Nath Singh, resident of Village- Shahpur, P.O. P.S.- Sonepur, District- Saran.
57. Lalan Singh, Son of Rajdev Singh, resident of Village P.O.- Korari Via Kari Parsurai, P.S.- Nagar Nausa, District- Nalanda.
58. Ranjit Kumar Singh, son of Sabhapati Singh, resident of Village P.O. Aami, P.S.- Awtar Nagar, District- Saran.
59. Chandra Shekhar Azad, Son of Devendra Singh, resident of Village P.O. P.S.- Dighwara, District- Saran.
60. Narendra Kumar Singh, son of Nand Kumar Singh, resident of Village- Dumari Bujurg, P.O. P.S.- Naya Gaon, District- Saran
61. Chandra Bhushan Singh, son of Sukhnandan Singh, resident of Village- Pipara, P.O. P.S.- Dighwara, District- Saran.
62. Girindra Mohan Singh, son of Rajeshwar Prasad Singh, resident of Village- Pharhada, P.O. P.S.- Dighwara, District- Saran.
63. Mahesh Ram, son of Jhagaru Ram, resident of Village- Raipatti, P.O. P.S.-



Dighwara, District- Saran.

64. Ashok Kumar Sharma, son of Ram Ayodhya Sharma, resident of Village- Basantpur, P.O. P.S.- Dighwara, District- Saran.
65. Rana Dilip Kumar Singh, Son of Rana Kedar Nath Singh, resident of Village- Raspur Patasiya, P.O. P.S.- Mohiuddin Nagar, District- Samastipur.
66. Shivrath Singh, Son of Daveswar Singh, resident of Village- Bariyarchak, P.O. P.S.- Naya Gaon, District- Saran.
67. Rameswar Singh, Son of Ramlakshna Singh, resident of Village- Masadh, P.O. P.S.- Gajraj Ganj, District- Bhojpur Ara.
68. Raman Prasad Singh, son of Dina Nath Singh, resident of Village- Yadav Rahimpur, P.O. P.S.- Madhaura, District- Saran.
69. Nageswar Prasad Singh, son of Hira Prasad, resident of Village- Yadav Rahimpur, P.O. P.S.- Madhaura, District- Saran.
70. Vishwanath Das, Son of Devlagan Das, Village- Prawejabad Badurahi, P.O. P.S.- Sonapur, District- Saran.
71. Sunil Kumar Yadav, Son of Bhagwan Yadav, resident of Village- Nawranga, P.O.- Basantpur Bangla, P.S.- Amnaur, District- Saran.
72. Devendra Thakur, Son of Jagat Thakur, resident of Village- Dharmapur Japhar, P.O. P.S.- Amnaur, District -- Saran.
73. Shatrudhan Prasad, Son of Parasnath Bhagat, resident of Village- Mahuli, P.O. Agauthar, P.S.- Taraiya, District- Saran.
74. Harihar Mandal, Son of Phakira Mandal, resident of Village- Bhusra, P.O.- Hasna, P.O.- Gai Ghat, District- Muzaffarpur.
75. Bharat Ram, Son of Khakhan Ram, resident of Village- Amanur Aguwan, P.O. P.S.- Amnaur, District- Saran.
76. Nagendra Rai, Son of Narayan Rai, resident of Village- Amnaur Sultanganj, P.O. P.S.- Amnaur, District- Saran.
77. Suresh Thakur, Son of Nageswar Thakur, resident of Village P.O.- Rewati, P.S.- Baikunthpur, District- Gopalganj.
78. Narayan Singh, Son of Vidyanand Singh, resident of Village- Bishunpur Jagdish, P.O.- Amnaur, P.S.- Madhaura, District- Saran.
79. Sushila Devi, Wife of Ramanand Sah, resident of Village P.O. P.S.- Amnaur, District- Saran.
80. Ramji Prasad, Son of Indradev Prasad, resident of Village- Amnaur Harnarayan, P.O. P.S. Amnaur, District- Saran.
81. Mahammad Mustafa, Son of Shah Ban Miyan, resident of village- Nawranga, P.O.- Basantpur Bangra, P.S.- Amnaur, District- Saran.
82. Ramesh Chandra Tiwari, Son of Ram Parikshan Tiwari, resident of Village P.O. P.S.- Amnaur, District- Saran.
83. Krishna Kishore Pandey, Son of Bindeshwari Pandey, resident of Village- Rampur Mahesh, P.O.- Narayanpur, P.S.- Taraiyan, District- Saran.
84. Shatrudhna Pandey, son of Alagu Pandey, resident of Village P.O.- Raibari, P.S.- Bhatani, District- Deoriya U.P..



85. Ramashray Yadav, Son of Yamuna Yadav, resident of Village P.O.- Raibari, P.S.- Bhatani, District- Deoriya U.P.
86. Rajiv Nayan Rai, son of Kashi Rai, resident of Village P.O.- Sallahpur, P.S.- Bhatani, District- Deoriya U.P..
87. Birendra Rai, Son of Surya Dev Rai, resident of Village- Basdeva, P.O. P.S.- Bhore, District- Gopalganj.
88. Ramayan Sah, Son of Rajbanshi Sah, resident of Village P.O. P.S.- Bhore, District- Gopalganj.
89. Ashok Kumar, son of Ramsnehi Prasad, resident of Village P.O. P.S.- Bhore, District- Gopalganj.
90. Rajendra Chaudhary, Son of Nand Kumar Kumar Chaudhary, resident of Village- Belwan Thakurai, P.O. P.S.- Bhore, District- Gopalganj.
91. Harishankar Bhagat, Son of Tulsi Bhagat, resident of Village P.O. P.S.- Bhore, District- Gopalganj.
92. Yadunandan Ram, Son of Kedar Ram, resident of Village- Lachhi, P.O. P.S.- Bhore, District- Gopalganj.
93. Hare Krishna Rai, Son of Bahoran Rai, resident of Village- Chakarwan Khas, P.O. P.S.- Bhore, District- Gopalganj.
94. Subhash Shukla, son of Harihar Shukla, resident of Village- Naruchakarwan, P.O. P.S.- Bhore, District- Gopalganj.
95. Babulal Mahto, Son of late Sudeshi Mahto, resident of Village- Ekderwan, P.O. P.S.- Thave, District- Gopalganj,
96. Ram Sevak Mandal, Son of Anurag Mandal, resident of Village- Baijnathpur, P.O.- Malahi Mejarganj, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Human Resources Development Department Higher Education, Government of Bi
3. The Director, Higher Education Bihar, Patna.
4. The Jai Prakash University through its Registrar.
5. The Vice Chancellor, Jai Prakash University, Chapra.
6. The Registrar, Jai Prakash University, Chapra.
7. The Principal, Ganga Singh College, Chapra.
8. The Principal, Rajendra College, Chapra.
9. The Principal, Ram Jaipal College, Chapra.
10. The Principal P.N. College, Chapra.
11. The Principal, Jaglal Chaudhary College, Chapra.
12. The Principal, P.C. Science College, Chapra.
13. The Principal, Gopeshwar College, Hathua, Gopalganj.
14. The Principal, R.J.B.R. College, Maharajganj, Siwan.



15. The Principal, Y.N. College, Dighwara, Chapra.
16. The Principal, H.R. College, Amnaur, Chapra.
17. The Principal B.P.S. College, Bhore, Gopalganj.
18. The Principal, Nandlal Singh College, Daudpur, Chapra.

... .. Respondent/s

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with

Civil Writ Jurisdiction Case No. 3746 of 2017

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Ram Chandra Prasad Singh son of Late Satyanarayan Singh, resident of Village- Mane, P.S.- Ekma, District- Saran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Human Resources Development Department Higher Education, Government of Bi
3. The Director, Higher Education, Bihar, Patna.
4. The Jai Prakash University through its Registrar.
5. The Vice Chancellor, Jai Prakash University, Chapra.
6. The Registrar, Jai Prakash University, Chapra.
7. The Principal, Nandlal Singh College, Daudpur, Chapra.

... .. Respondent/s

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with

Civil Writ Jurisdiction Case No. 4097 of 2017

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Arun Kumar Singh Son of late Shlok Prasad Singh Resident of Village- Rahsa, Police Station- Bhagwanpur, Distt- Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Human Resources Development Department Higher Education, Government of Bih
3. The Director, Higher Education Bihar, Patna.
4. The Jail Prakash University through its Registrar.
5. The Vice Chancellor Jai Prkash University, Chapra.
6. The Principal Ganga Singh College, Chapra.
7. The Principal Rajendra College, Chapra.
8. The Registrar, Jai Prakash University, Chapra.

... .. Respondent/s



Appearance :

(In Civil Writ Jurisdiction Case No. 20473 of 2016)

For the Petitioner/s : Mr.Gyan Prakash

For the Respondent/s : Mr.Prabhakar Jha-Gp27

(In Civil Writ Jurisdiction Case No. 3746 of 2017)

For the Petitioner/s : Mr.Gyan Prakash

For the Respondent/s : Mr.Prabhakar Jha- Gp27

(In Civil Writ Jurisdiction Case No. 4097 of 2017)

For the Petitioner/s : Mr.Kaushal Kishor

For the Respondent/s : Mr.Ram Balak Mahto-Ag

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

12 16-09-2019 Heard learned counsel for the petitioners and the counsel appearing on behalf of the State as well as learned counsel appearing on behalf of the University.

Learned counsel appearing on behalf of the petitioners would submit that the issue raised in the present writ application has been recently decided by the Division Bench of this Court in LPA No. 619 of 2018 vide oral judgment dated 30.8.2019.

In view of the decision by the LPA Court in LPA No. 619 of 2018 the present application is allowed.

The Division Bench has taken note of the fact that the respondents in LPA were appointed approximately 35 years back and after noticing the judgment of the Apex Court in **Secretary, State of Karnataka & Ors. v. Umadevi (3) & Ors. (2006) 4 SCC 1** Full bench of the Patna High Court in **Ramsevak Yadav** and other judgments on the point of regularization matter dismissed the Letters Patent Appeal



preferred by the J.P. University.

Considering the aforesaid judgment of the Division Bench, the Court is of the considered view that the action of the respondent J.P. University in dispensing with the service of the petitioners contained in Annexure-22 is unsustainable. It is accordingly quashed with all consequential benefits.

(Anil Kumar Upadhyay, J)

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