

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6043 of 2017

1. Binod Kumar Son of Rameshwar Rajak, Resident of Village P.O.- Jaymal Dumri, P.S.- Paru, District- Muzaffarpur.
2. Sukesh Rajak, Son of Chandrika Baitha, Resident of Village P.O.- Kamalpura, P.S.- Paru, District- Muzaffarpur.
3. Mani Mohan Kumar, Son of Laxman Rajak, Resident of Village- Gangei, P.O.- Lalu Chapra, P.S.- Paru, District- Muzaffarpur.
4. Prem Chaudhary, Son of Babu Lal Chaudhary, Resident of Village- Moti Chapra, P.O.- Lalu Chapra, P.S.- Paru, District- Muzaffarpur.
5. Mamta Kumari, Wife of Raj Kishore Chaudhary, Resident of Village- Damodarpur, P.O.- Paru, P.S.- Paru, District- Muzaffarpur.
6. Mahendra Deo, Son of Ganga Baitha, Resident of Village- Damodarpur, P.O.- Paru, P.S.- Paru, District- Muzaffarpur.
7. Raj Kumar, Son of Chandeshwar Rajak, Resident of Village- Paru Babu Tola, P.O.- Paru, P.S.- Paru, District- Muzaffarpur.
8. Reena Kumari, Wife of Chandeshwar Rajak, Resident of Village- Paru Babu Tola, P.O.- Paru, P.S.- Paru, District- Muzaffarpur.
9. Deepak Kumar, Son of Ramu Ram, Resident of Village- Paru Babu Tola, P.O.- Paru, P.S.- Paru, District- Muzaffarpur.
10. Mukesh Kumar Chaudhary, Son of Jaleshwar Rajak, Resident of Village- Shangai, P.O.- Lalu Chapra, P.S.- Paru, District- Muzaffarpur.
11. Jitendra Kumar, Son of Madhu, Resident of Village- Bhagwanpur, P.O.- Kudhni, P.S.- Kudhni, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Education Department, Government of Bihar
2. The Director, Primary Education, Government of Bihar, Patna.
3. The Bihar Education Project Council, through its Director.
4. The District Magistrate, Muzaffarpur.
5. The District Programme Officer Primary Education and Sarv Shiksha Abhiyan, Muzaffarpur.
6. The Block Development Officer, Paroo.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Krishna Kant Singh
For the Respondent/s	:	Mr.S.C. Mishra- Sc16
For B.P.S.C.	:	Mr. Girijish Kumar



CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

5 10-04-2019 In view of the fact that the respondents have produced the judgments dated 02.02.2017 and 17.08.2015 passed in L.P.A. no. 2185 of 2015 and C.W.J.C. no. 12390 of 2015, whereby and whereunder the learned Division Bench and a co-ordinate Bench of this Court have held that the selection or engagement or hiring of the *Tola Sewak* is not a permanent appointment in the State, hence no writ petition is maintainable under Article 226 of the Constitution of India, the learned counsel for the petitioners seeks to withdraw the present writ petition with liberty to the petitioners to approach the authorities for redressal of their grievances.

Accordingly, the present writ petition is disposed of as withdrawn with liberty to the petitioners to avail such other remedies as are available under the law.

(Mohit Kumar Shah, J)

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