

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Review No.348 of 2018

In
Civil Writ Jurisdiction Case No.18543 of 2017

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1. The State Of Bihar
 2. The Principal Secretary, Department of Human Resources Development, Government of Bihar, Patna.
 3. The Director, Mass Education, Government of Bihar, Vikash Bhawan, New Secretariat, Patna.
 4. The District Mass Education Officer, East Champaran.
 5. The District Programme Officer Literacy, East Champaran.
 6. The District Education Officer, East Champaran.
 7. The District Mass Education Officer, Arwal.
 8. The District Programme Officer Literacy, Arwal.
 9. The District Education Officer, Arwal.
 10. The District Mass Education Officer, Muzaffarpur.
 11. The District Programme Officer Literacy, Muzaffarpur.
 12. The District Education Officer, Muzaffarpur.
 13. The District Mass Education Officer, Bhagalpur.
 14. The District Programme Officer Literacy, Bhagalpur.
 15. The District Education Officer, Bhagalpur.
 16. The District Mass Education Officer, Darbhanga.
 17. The District Programme Officer Literacy, Darbhanga.
 18. The District Education Officer, Darbhanga.
 19. The District Mass Education Officer Literacy, Araria.
 20. The District Programme Officer Literacy, Araria.
 21. The District Education Officer, Araria.
 22. The District Mass Education Officer Literacy, Sitamarhi.
 23. The District Programme Officer Literacy, Sitamarhi.
 24. The District Education Officer, Sitamarhi.

... .. Petitioner/s

Versus

1. Vinod Kumar Son of Kapildeo Singh, Resident of Village- Madipur, P.O.- Khobadpur, P.S.- Madhuban, District- East Champaran.
2. Bhuneshwar Prasad, Son of Sri Sukhdeo Rai, Resident of Village- Bhawrupur, P.O.- Gulwara Madhuban, P.S.- Madhuban, District- East Champaran.
3. Rehana Khatoon, Wife of Abdul Aum, Resident of Village- Bhawarua, P.O.- Madhuban, P.S.- Madhuban, District- East Champaran.
4. Sunaina Kumari, Wife of Sri Amardeo Tiwary, Resident of Village- Jahingara, P.O.- Damodarpur, P.S.- Pipra, District- East Champaran.
5. Arbind Kumar Tiwari, Son of Bindeshwar Tiwary, Resident of Village- Jahingara, P.O.- Damodarpur, P.S.- Pipra, District- East Champaran.
6. Pramod Tiwary, Son of Late Nandan Tiwary, Resident of Village- Ratanwara, P.O.- Kodariya, P.S.- Phenhara, District- East Champaran.
7. Rajeev Ranjan Rai, Son of Late Parikshan Rai, Resident of Village P.O.- Bakhari, P.S.- Patahi, District- East Champaran.
8. Shambhu Prasad, Son of Ramanand Prasad, Resident of Village P.O.- Bakhari, P.S.- Patahi, District- East Champaran.



9. Kumari Anoj, D/o Kapildeo Singh, Wife of Gyanendra Singh, Resident of Village- Madipur, P.O.- Khobadpur, P.S.- Madhuban, District- East Champaran.
10. Mahendra Baitha, Son of Late Poshan Baitha, Resident of VillageP.O.- Murol, P.S.- Sakara, District- Muzaffarpur.
11. Ashok Kumar, Son of Ramdeni Paswan, Resident of Village- Sada Sambar, P.O.- Motipur Ojha Tola, P.S.- Motipur, District- Muzaffarpur.
12. Khul Lal Ram, Son of Ram Ratan Ram, Resident of VillageP.O.- Dalma Chaita, P.S.- Madhuban, District- East Champaran.
13. Yadubir Ram, Son of Phaguni Ram, Resident of Village- Talimpur, P.O.- Gulwara Madhuban, P.S.- Madhuban, District- East Champaran.
14. Ajay Kumar, Son of Jaleshwar Sah, Resident of Village- Bishunpur Donail, P.O.- Kamalpur Pithraula, P.S.- Baruraj, District- Muzaffarpur.
15. Kanti Devi, Wife of Harihar Ram, Resident of Village- Sabangiya, P.S.- Madhuban, District- East Champaran.
16. Awadhesh Kumar, Son of Anant Lal Bhagat, Resident of Village- Hardi, P.O.- Hardi, P.S.- Kaitha, District- Muzaffarpur.
17. Daya Lal, Son of Hajarilal, Resident of Village- Choko Chapara, P.O.- Gidha, P.S.- Garaiya, District- Muzaffarpur.
18. Jitendra Kumar, Son of Sakaldeo Rai, Resident of Village- Basudeo Pati, P.O.P.S.- Saraiya, District- Muzaffarpur.
19. Renu Kumar, Son of Sri Chandra Shekhar Prasad Singh, P.O.- Patahi, P.S.- Sadar, District- Muzaffarpur.
20. Kaushal Kishore Srivastava, Son of Satyadeo Prasad, Resident of Village- Jogauliya Tola Gurmiya, P.O.- Rupani, P.S.- Madhuban, District- East Champaran.
21. Dayamati Devi, Wife of Uday Narain Singh, Resident of VillageP.O.- Purainiya, Police Station- Kinjar, District- Arwal.
22. Deji Kumari, Wife of Harikant Kapari, Resident of Village- Kainya, P.S.- Kahgaon, District- Bhagalpur.
23. Champa Kumari, D/o Kashi Mandal, Resident of Village- Rasalpur Ekwari, P.S.- Kahalgaon, District- Bhagalpur.
24. Dinesh Prasad Mandal, Son of Baijnath Mandal, Resident of Village- Sakhua, P.S.- Sanhaula, District- Bhagalpur.
25. Shyam Kumar Ray, Son of Banarasi Rai, Resident of Village- Maripur Mal, Post Khodadpur, P.S.- Madhuban, District- East Champaran.
26. Mina Kumari, Wife of Shailendra Kumar, Resident of VillagePost- Khodadpur, P.S.- Madhuban, District- East Champaran.
27. Bhola Nath Singh, Son of Ramnandan Singh, Resident of Village- Madhopur, P.O.- Mogalniya, P.S.- Madhuban, District- East Champaran.
28. Braj Kishore Singh, Son of Ram Surat Singh, Resident of Village- Madhopur, Post- Mogalniya, P.S.- Madhuban, District- East Champaran.
29. Uma Kant Prasad Yadav, Son of Krisandeo Rai, Resident of Chaki Chaprara, P.O.- Gidha, P.S.- Saraiya, District- Muzaffarpur.
30. Shivrul Das, Son of Late Manjhi Das, Resident of Chahata, P.O.- Chahata, P.S.- Aurai, District- Muzaffarpur.
31. Suresh Ray, Son of Chathu Ray, Resident of Village- Mansurpur, P.O.- Mirjapur, P.S.- Saraiya Kothi, District- Muzaffarpur.
32. Kalyani, Wife of Kanhaiya Prasad Singh, Resident of Pokharaira, P.S.- Saraiya, District- Muzaffarpur.
33. Pushpa Kumari, Wife of Arbind Kumar, Resident of Village- Ram Krishna Dubiyahi, P.S.- Saraiya, District- Muzaffarpur.



34. Ramu Ram, Son of Bhikhari Ram, Resident of Village- Jalil Nagar, P.O.- Lalu Chapara, P.S.- Paru, District- Muzaffarpur.
35. Urmila Kumari, Wife of Mahendra Ray, Resident of P.O.- Koyali, P.S.- Nanpur, District- Sitamarhi.
36. Kamleshwar Singh, Son of Shivpujan Singh, Resident of Village- Gopalpur, P.O.- Naurangiya, P.S.- Madhuban, District- East Champaran.
37. Arbind Kumar Singh, Son of Late Sachidanand Singh, Resident of Village- Krishna Nagar, P.O.- Galwara, P.S.- Madhuban, District- East Champaran.
38. Mamta Rani, D/o Sai Narayan Singh, Wife of Sanjay Singh, Resident of Village- Banjanya, P.O.- Krishna Nagar, P.S.- Madhuban, District- East Champaran.
39. Vimala Singh, Wife of Shyam Narayan Singh, Resident of Village- Banjariya, P.O.- Krishna Nagar, P.O.- Madhuban, P.S.- Madhuban, District- East Champaran.
40. Ram Naresh Sharma, Son of Mohan Sharma, Resident of Village- Ladhara, P.S.- Kudhani, District- Muzaffarpur.
41. Asha Kumari, Wife of Jay Shankar Prasad, Resident of Village- Kerma Raghoram, P.O.- Karma, P.S.- Kudhani, District- Muzaffarpur.
42. Zeyaul Karim, Son of Mohammad Ibrahim, Resident of Village- Chainpur Bajid, P.O.- Chainpura, P.S.- Bangara, District- Muzaffarpur.
43. Ram Vinay Pandey, Son of Ram Sharan Pandey, Resident of VillageP.O.- Kora, P.S.- Singhwara, District- Darbhanga.
44. Mukesh Pandey, Son of Lalbabu Pandey, Resident of VillageP.O.- Kora, P.S.- Singhwara, District- Darbhanga.
45. Keshav Kumar Pandey, Son of Ram Swarath Pandey, Resident of VillageP.O.- Kora, P.S.- Singhwara, District- Darbhanga.
46. Shoyab Alam, Son of Sheikh Ashrubur Rahman, Resident of Sisauna, P.O.- Jokihat, District- Arariya.
47. Md. Sajad Alam, Son of Shekh Tetaru, Resident of Village- Sisauna, P.S.- Jokihat, District- Araria.
48. Hari Lal Thakur, Son of Sahdeo Thakur, Resident of VillageP.S.- Jokihat, District- Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Abhanjali, AC to GA 12
For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 23-01-2019 Since the order under review was passed with consent of the parties, no interference is required in the present case, however, it has been pointed out that the Judgment passed by the learned Division Bench in LPA No. 1047 of 2017, on the basis whereof the original writ petition was disposed of, has



been modified by a judgment of the learned Division Bench dated 27.06.2018 passed in Civil Review No. 59 of 2018 by which it has been directed that the matter be listed after passing of the order by the Hon'ble Apex Court in SLP (C) No.... of 2017 (Diary No. 25804 of 2017).

In view of the aforesaid submission of the learned counsel appearing for the petitioners- The State of Bihar, the order dated 15.03.2018 passed in CWJC No. 4249 of 2018 is modified to the extent that the same would abide by the final decision to be rendered by the Hon'ble Apex Court in SLP(C) No. ... of 2017 (Diary No. 25804 of 2017).

In view of the fact that the judgment passed by the learned Division Bench in L.P.A. No. 1047 of 2017, which was the basis for disposing of the original writ petition, has been modified by the learned Division Bench by a judgment dated 27.06.2018 passed in Civil Review No. 59 of 2018, the consequences have to follow, hence, there is no need of issuing notice to the private respondent and the matter is now required to be governed by the judgment to be rendered by the Hon'ble Apex Court in SLP(C) No. of 2017 (Diary No. 25804 of 2017) as well as by the final outcome of Civil Review No. 59 of 2018, which is pending adjudication before a learned Division



Bench of this Court.

The present review petition stands disposed of on the
aforesaid terms.

(Mohit Kumar Shah, J)

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