

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1574 of 2016

In

Civil Writ Jurisdiction Case No.9017 of 2011

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1. Sunita Kumari, wife of Vidya Thakur, resident of village- Jhamatiya, Post and Police Station- Bachhwara, District- Begusarai. Panchayat Teacher, Government Primary School Narepur Chatti, Bachhwara, Begusarai.
 2. Veena Kumari, wife of Dilip Kumar, resident of village + Post- Ahmadpur, Police Station- Sarairanjan, District- Samastipur. Panchayat Teacher Upgraded Middle School, Ahmedpur, Sarairanjan, Samastipur.
 3. Veena Devi, daughter of Sri Nageshwar Chaudhary, wife of Shri Vijay Kumar Pandey, Vill + Post- Chaita North, P.S.- Angar Ghat, Dist.- Samastipur. Panchayat Teacher, Govt. Upgraded Middle School, Chaita, Sangama Ujiarpur, Samastipur.
 4. Abhay Kumar Sharma, son of Sri Rajendra Prasad Sharma, village and Post- Dhruvgama, P.S.- Kalyanpur, District- Samastipur, Panchayat Teacher, Government Upgraded Middle School, Mirzapur, Kalyanpur, Samastipur.
 5. Nirbhay Kumar Mishra, son of Late Kapildeo Mishra, village- Basuara, Post- Araila, Police Station- Moro, District- Darbhanga, Panchayat Teacher, New Primary School, Baraura Harijantol, Araila, Hanuman Nagar, Darbhanga.
 6. Vidyanand Singh, son of Late Mrigendra Prasad Singh, village- Awab Bakarpur, P.S.- Bangara, District- Samastipur, Panchayat Teacher, Govt. Primary School, Mushartol, Ward No. 1, Manpura, Tajpur, Samastipur.
 7. Md. Iltaf Raza, son of Md. Sayeed, village- Azizpur Chande (Musapur), Post- Azizpur Chande Police Station- Patepur, District- Vaishali Panchayat Teacher, New Primary School Nareshpur, Azizpur, Chande, Patepur, Vaishali.
 8. Vinod Kumar Singh, son of Sri Raj Narayan Singh, village- Rajwada, Post- Chakpahad, Police Station- Tazpur, District- Samastipur Panchayat Teacher, New Primary School, Bichala Tola, Maharti Dharamchand, Patepur, Vaishali.
 9. Tabassum Ara, daughter of Manzar Alam, resident of village- Chaknoor, P.S.- Samastipur, District- Samastipur, Govt. New Primary School, Chaknoor, Ward No. 7, Samastipur.
 10. Nasim Ahmad, son of Safiurirrahman, resident of village- Husainabad, Post- Araila, Police Station- Basuara, District- Darbhanga, Rajkiya Upgraded Middle School, Ratanpura, District- Darbhanga.
 11. Anzar Shakil, son of Abulais Rizwi, resident of Husainabad, Post- Araila, Police Station- Moro, District- Darbhanga Panchayat Teacher, Govt. Primary School Araila, District- Darbhanga.
 12. Nasima Parwin, W/o Mod. Ibahi Rizwi, resident of village+Post- Mathurapur, Police Station- Waris Nagar, Dist.- Samastipur, Panchayat Teacher, Rajkiya Middle Maktab, Ram Nagar, District- Samastipur.
 13. Madhuri Kumari, daughter of Krishna Chandra Mishra, wife of Shailendra Kumar Chaudhary, village- Ghogharaha, Post- Belsandi, Police Station-



- Kalyanpur, District- Samastipur, Panchayat Teacher Govt. Upgraded Middle School, Yadav Tola, Warisnagar, Samastipur.
14. Pramila Kumari, daughter of late Maiya Prasad Thakur, resident of village- Muktapur, P.S.- Kalyanpur, District- Samastipur, Panchayat Teacher Govt. Primary School, Basudeopur, Harijan, Kalyanpur, Samastipur.
 15. Anju Kumari, daughter of Sri Nand Kishore Thakur, wife of Sri Vijay Kumar Sharma, resident of village- Bibhutinagar, (Banchar) Police Station- Patepur, District- Vaishali, Panchayat Teacher, Government, upgraded Middle School, Musapur, Azizpurk, Chandey, Patepur, Vaishali.
 16. Pramod Kumari, daughter of Nunu Lal Mahto, village- Bariyarpur West, Police Station- Khodawandpur, District- Begusarai Panchayat Teacher, Upgraded Middle School Bariyarpur East, Block- Khodawantpur, District- Begusarai.
 17. Md. Akhlaque, son of Late Md. Ilias, resident of village- Nuriallahpur, P.S.- Khodawandpur, District- Begusarai, New Srijit Primary School, Tara West Tola, Tara Bariyarpur, Khodawandpur District- Begusarai.
 18. Ajit Kumar, son of Late Rameshwar Mahto, resident of village- Rosara, P.S.- Rosara, District- Samastipur, Panchayat Teacher, Middle School Chakki Dhab, West, Block- Rosara, District- Samastipur.
 19. Ram Lala Mahto, son of Late Ram Badan Mahto, resident of village- Tara, Police Station- Khodawantpur, District- Begusarai, Panchayat Teacher Naveen Primary School Dastola, Matihani, Khodawantpur, District- Begusarai.
 20. Saquib Imam, S/o Late Md. Ali, resident of village- Gobindpur, P.S.- Rosara, District- Samastipur, Panchayat Teacher, Primary School Maktab Mabbi, Block- Rosara, District- Samastipur.
 21. Md. Iftekhhar Ahamn S/o Late Md. Hasib, resident of village- Gobindpur, P.S.- Rosara, District- Samastipur, Panchayat Teacher, Upgraded Middle School, Khaira, Block- Rosara, District- Samastipur.
 22. Arvind Kumar Chaudhary, son of Sri Suraj Chaudhary, resident of village- Sakrauli, P.S.- Cheriya Bariyarpur, Distt.- Begusarai, Panchayat Teacher Upgraded Middle School Gadhsayal Sakarbasa, Block- Cheriya Bariyarpur, Dist- Begusarai.
 23. Sami Ahmad, son of Yaar Mohammad, resident of Nurullahpur, P.S.- Khodawandpur, District- Begusarai, Panchayat Teacher Naveen Primary School East Tola Nurullahpur, Block- Khodawantpur, District- Begusarai.
 24. Yashwant Kumar, son of Sri Ram Kripal Yadav, resident of village- Kumbhi, P.S.- Cheriya Bariyarpur, District- Begusarai, Panchayat Teacher, Primary School Sonvarsa, Kumbhi Block- Cheriya Bariyarpur, District- Begusarai.
 25. Ashok Kumar, son of Late Sajjan Yadav, resident of village- Masuraj, P.S.- Khodawandpur, District- Begusarai, Panchayat Teacher, Primary School Jayanti Gram Karim Tol, Muzaffarpur, Birpur, District- Begusarai.
 26. Md. Rustam Ali, son of Md. Yasin, resident of village- Mohiddinpur, P.S.- Hasanpur, Distt.- Samastipur, Panchayat Teacher, Upgraded Middle School, Mohiddinpur, Block- Hasanpur, District- Samastipur.
 27. Md. Satar Ansari, son of Late Md. Hussain, resident of village-



- Mohiddinpur, P.S.- Hasanpur, Distt.- Samastipur, Panchayat Teacher, Govt. Upgraded Middle School, Mohiuddinpur, Nayanagar, Block- Hasanpur, District- Samastipur.
28. Md. Taslim, S/o Md. Yusuf, resident of village- Saunt, P.S.- Khodawantpur, District- Begusarai, Panchayat Teacher, Govt. Primary School, Sakh Mohan, Teli Tol, Block- Vibhutipur, District- Samastipur.
 29. Md. Ishtiyaque, son of Md. Ishhaque, resident of village- Miltola Jalkaura, P.S.- Khagaria, District- Khagaria, Prakhand Block Teacher, Middle School Jalkaura, Block- Khagaria, District- Khagaria.
 30. Mahendra Singh, son of Late Narayan Singh, resident of village and Post- Sakhmohan, Police Station- Vibhutipur, District- Samastipur, Panchayat Teacher Govt. Primary School, Narhan, Bibhutipur District- Samastipur.
 31. Sambhunath, son of Sri Ram Krishna Jha, resident of village and Post- Har Prasad, Police Station- Jandaha, District- Vaishali, Panchayat Teacher Govt. Primary School, Har Prasad East Marai, Jandaha Vaishali.
 32. Sudama Devi, daughter of Late Jageshwar Singh, resident of village- Chakfateh, P.S.- Mahua, District- Vaishali, Panchayat Teacher, Govt. Primary School, Vishunpur, Madhaul, Mahua, Vaishali.
 33. Mahesh Kumar Mishra, son of Late Ram Shobhit Mishra, resident of village- Basuara, Police Station- Moro, District- Darbhanga, Panchayat Teacher, New Primary School Harpur Harijan Singhwara, Darbhanga.

... .. Appellant/s

Versus

1. The State of Bihar, through the Chief Secretary, Government of Bihar, Old Secretariat, Patna.
2. The Principal Secretary, Human Resources Development Department, Government of Bihar, Bikas Bhawan, New Secretariat, Patna.
3. The Director, Primary Education, Human Resources Development Department, Government of Bihar, Bikas Bhawan, New Secretariat, Patna.
4. The Director, Research and Training, Government of Bihar, Bikas Bhawan, New Secretariat, Patna.
5. The District Magistrate, Samastipur.
6. The District Education Officer, Samastipur.
7. The District Superintendent of Education, Samastipur.
8. The District Magistrate, Begusarai.
9. The District Education Officer, Begusarai.
10. The District Superintendent of Education, Begusarai.
11. The District Magistrate, Darbhanga.
12. The District Education Officer, Darbhanga.
13. The District Superintendent of Education, Darbhanga.
14. The District Magistrate, Khagaria.
15. The District Education Officer, Khagaria.



16. The District Superintendent of Education, Khagaria.
17. The District Magistrate, Vaishali.
18. The District Education Officer, Vaishali.
19. The District Superintendent of Education, Vaishali.
20. The Bihar School Examination Board, Sinha Library Road, Patna through its Secretary.
21. The Secretary, Bihar School Examination Board, Sinha Library Road, Patna.
22. The Arajkiya Ismail Karim Primary Teacher Training College, Chaknoor, Rahmatpur, Samastipur, through its Secretary.
23. The Secretary, Arajkiya Ismail Karim Primary Teacher Training College, Chaknoor, Rahmatpur, Samastipur.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Niranjan Kumar, Adv.
 For the Respondent-State: Mr. Deepak Sahay Jamuar, AC to AAG-4.
 For the Respondent- BSEB: Mr. Ajay, Adv.

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
and
HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE JYOTI SARAN)

5 15-05-2019 Heard Mr. Niranjan Kumar, learned counsel appearing for the appellants, Mr. Deepak Sahay Jamuar, learned Assisting Counsel to Additional Advocate General No. 4 for the State and Mr. Ajay, learned counsel appearing for the Bihar School Examination Board.

This appeal arises from a judgment and order passed in CWJC No.9017 of 2011 and has gone through different stages but when taken up, Mr. Niranjan Kumar, learned counsel appearing for the appellants informs that the appellants have taken the file and he has no instruction to press the appeal. We



find that there is no other Vakalatnama on record to inform whether the matter is to be pursued by another counsel.

In such view of the matter and in view of the submission so advanced by Mr. Niranjana Kumar, we dispose of this appeal as not pressed.

(Jyoti Saran, J)

(Anjani Kumar Sharan, J)

Anjula/Skpathak

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