

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.17680 of 2019**

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1. Md. Taukir Ahamd, Son of Jarjis Ahmad Ladle, resident of Village-Islampur, Ward No. 6, P.S. Nanapur, District- Sitamarhi.
2. Saroj Kumar Son of Rajdev Prasad Singh, resident of Village- Patadaura, P.S. Bajpatti, Dist.- Sitamarhi.
3. Diwakar Kumar Son of Sri Biswanath Chaudhri resident of Village-Pipararhi, P.S. Bajpatti, Dist.- Sitamarhi.
4. Shambhu Kumar, Son of Sri Bindeswar Ram, resident of Village and P.O. and P.S.- Sursand Ward no. 14, Distt.- Sitamarhi.
5. Sushil Pandey, Son of Ramratna Pandey, resident of Village Sursand P.S.- Sursand Distt.- Sitamarhi.
6. Shambhu Kumar, Son of Sri Jawaharlal Mahto, resident of village Birarkh, P.S.- Sursand, Distt.- Sitamarhi.
7. Biltu Sah, Son of Rambral Sah, resident of Village Dewari Matauna Ward No. 9, P.S.- Sursand, Distt.- Sitamarhi.
8. Yogendra Mandal Son of Satyanaryan Mandal, resident of Village Maidan Ward No. 10, P.S.- Sursand, Distt.- Sitamarhi.
9. Arati Kumari W/o Lalbabu Prasad, Ward 9, resident of Village Ramdewari Matauna, P.S.- Sursand, Distt.- Sitamarhi.
10. Dinesh Kumar, Son of Gudari Ram, resident of Village Bhittha bazaar, Ward No. 15, P.O. Bhittha Bazar, P.S.- Sursand, Distt.- Sitamarhi.
11. Hari Kishore Ray Son of Rajendra Ray, resident of Village Bokhra Jhitki, Ward No. 15, P.S. Bokhra, Distt.- Sitamarhi.
12. Raj Narayan Ray, Son of Parikshan Ray, resident of Village- Bokhra Ward No. 03, P.S.- Bokhra, Distt.- Sitamarhi.
13. Asagari Begam Wife of Md. Muslim, resident of Village Kumma Ward No. 07, P.S. Kumma, Dist.- Sitamarhi.
14. Sarita Devi, W/o Manoj Kumar Chaudhary, resident of Village Shankarpur, P.O. Kumari, P.S.- Sursand, Distt.- Sitamarhi.
15. Bishwas Kumar Son of Sonelal Paswan, resident of Village and P.O. Patadwara, P.S. Bajpatti, Distt.- Sitamarhi.
16. Rinki Kumari, father of Ram Pravesh Singh, resident of Village and P.O.- Baburavan, P.S. Bajpatti, Distt.- Sitamarhi.
17. Md. Ishtlyaque, Son of Aqull Ahmad, resident of Villlage and P.O. Pokhralra, P.S. Bokhara, Distt.- Sitamarhi.
18. Alok Kumar Mishra, Son of Indrashekhar Mishra resident of Village Sirkhadi Bhittha, P.S.- Sursand, Distt.- Sitamarhi.
19. Ravindra Ray Son of Brahm Deo Ray, Resident of Villgae Sursand, P.S.- Sursand, Distt.- Sitamarhi.
20. Ajay Kumar, Son of Kamal Prasad Ward No. 04, resident of Village Marpa, P.S. Kanavli, Distt.- Sitamarhi.



21. Sunil Mandal, Son of Tapeswar Mandal, resident of Village Ramnagar,  
P.S.- Sursand, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Director, Mass Education, Government of Bihar, Patna.
4. The Director Primary Education, Government of Bihar, Patna.
5. The Collector-cum-District Magistrate, Saran at Sitamarhi.
6. The District Development Commissioner, Sitamarhi.
7. The District Education Officer, Sitamarhi.
8. The District Programme Officer, (Establishment), Sitamarhi.
9. The Block Education Officer, Sursand, District- Sitamarhi.
10. The Block Education Officer, Nanpur, District- Sitamarhi.
11. The Block Education Officer, Parihar, District- Sitamarhi.
12. The Block Education Officer, Sonbersa, District- Sitamarhi.
13. The Block Education Officer, Bokhara, District- Sitamarhi.

... .. Respondent/s

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**Appearance :**

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| For the Petitioner/s | : | Mr.Devendra Kumar<br>Mr. Pramod Kumar Verma<br>Mr. Ranjit Kumar Thakur, Advocates |
| For the Respondent/s | : | Smt. Binita Singh ( Sc28 )                                                        |

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      30-08-2019                      Heard learned counsel for the petitioners and the  
  
State.

The grievance of the petitioners in the present writ  
petition is that the petitioners' services as Lok Shikshak should  
be treated at par with Panchayat Shiksha Mitra.

The aforesaid issue does not merit consideration as  
the Panchayat Shikshak were appointed under the scheme of



2006 Rules whereas there is no such rule for absorption of Lok Shikshak. The petitioners' engagement as Lok Shikshak is voluntary activity and as such their services cannot be absorbed/regularized as Panchayat Shikshak.

However, in the peculiar facts of the case, the Court would direct the respondents to grant one time age relaxation in the matter of appointment as Panchayat Shikshak if the petitioners are otherwise eligible for appointment as Panchayat Shikshak.

With the aforesaid, the writ petition stands disposed of.

**(Anil Kumar Upadhyay, J)**

spandey/-

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