

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23531 of 2018

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Manoj Kumar Dubey Son of Yogendra Narain Dubey @ Yogendra Dubey,
Resident of Village P.O.- Lahthan, P.S. Angion Bazar, District- Bhojpur at
Ara.

... .. Petitioner/s

Versus

1. The State Of Bihar through Principal Secretary, Education Department,
Government of Bihar, Patna.
2. The Director, Primary Education, Patna.
3. The District Magistrate, Bhojpur at Ara.
4. The District Education Officer, Bhojpur at Ara.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Sunil Kumar Singh
For the Respondent/s	:	Mr.Kameshwar Kumar- Gp17

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-02-2019 The learned counsel for the petitioner submits that

the case of the petitioner is squarely covered by the judgment of

the Hon'ble Apex Court rendered in the case of Mukesh Kumar
& Anr. vs. The State of Bihar & Ors., reported in (2017) 5 SCC
387.

Per contra, the learned counsel for the respondents
submits that the case of the petitioner would be examined by the
respondent no.4 i.e. the District Education Officer, Bhojpur at
Ara and he would verify as to whether the case of the petitioner
is covered by the aforesaid judgment rendered in the case of
Mukesh Kumar & Anr. (supra) and in case it is found that the
case of the petitioner herein is covered by the said judgment,



similar relief would be given.

Having regard to the submissions made by the learned counsel for the parties, the respondent no.4 is directed to examine the case of the petitioner within a period of eight weeks from today and take a final decision as to whether the case of the petitioner herein is covered by the judgment rendered in the case of Mukesh Kumar & Anr. (supra) and in case it is found that the case of the petitioner is covered by the aforesaid judgment, similar relief shall be granted to the petitioner herein within a period of four weeks thereafter.

The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

Tiwary/-

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