

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Review No.415 of 2018

In
Civil Writ Jurisdiction Case No.17143 of 2017

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1. The State Of Bihar through the Chief Secretary, Government of Bihar, Patna.
 2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
 3. The Principal Secretary, Department of Personnel and Administrative Reform Department Government of Bihar, Patna.
 4. The Director, Mass Education Government of Bihar, Patna.
 5. The District Education Officer, Bhojpur.
 6. The District Education Officer, Buxar.

... .. Petitioner/s

Versus

1. Ram Jag Singh @ Ram Yagy Singh and Ors Son of Late Ram Sakal Singh, Resident of Village- Kundesar, Post- Kundesar, P.S.- Shahpur, Block- Bihiya, District- Bhojpur.
2. Madho Prasad Srivastava @ Madhaw Pasad, Son of Jai Mangal Srivastava, Resident of Village- Kundesar, Post- Kundesar. P.S.- Shahpur, Block-Bihiya, District- Bhojpur.
3. Bashishth Mishra @ Bashisht Mishra, Son of Mahesh Mishra, Resident of Village- Kundesar, Post- Kundesar, P.S.- Shahpur, Block- Bihiya, District- Bhojpur.
4. Awdhesh Prasad Verma, Son of Late Muneshwar Lal, Resident of Village- Kundesar, Post- Kundesar, P.S.- Shahpur, Block- Bihiya, District- Bhojpur.
5. Buddhdeo Singh, Son of Sri Manbodh Singh, Resident of Village- Kundesar, Post- Kundesar, P.S.- Shahpur, Block- Bihiya, District- Bhojpur.
6. Anita Singh @ Akhouri Anita Kumari, Daughter of Late Akhauri Dharmdeo Narayan Singh, Wife of Sri Manoranjan Prasad Singh, Resident of Village- Sarana Turaja Tola, Post- Sarana, P.S.- Shahpur, District- Bhojpur.
7. Munilal Turha @ Munilal Prasad, Son of Late Thakur Turha, Resident of Village- Sarana Turaja Tola, Post- Sarana, P.S.- Shahpur, District- Bhojpur.
8. Ramdeo Singh, Son of Late Lalan Singh, Resident of Village- Maniyara, Post- Sikariya, P.S.- Tiar, District- Bhojpur.
9. Jai Ram Singh, Son of Late Bansropan Singh, Resident of VillagePost- Kamariyaon, P.S.- Tiar, District- Bhojpur.
10. Akshaywar Nath Prasad, Son of Late Krishn Ram, Resident of VillagePostP.S.- Shahpur, District- Bhojpur.
11. Siya Ram Yadav, S/o Hajari Singh, R/o Vill- Aanar, P.O.P.S.- Bihiya, District- Bhojpur.
12. Dhana Munni Devi, W/o Siya Ram Yadav, R/o Vill- Aanar, P.O.P.S.- Bihiya, District- Bhojpur.
13. Prem Chandra Singh, Son of Sri Ramashray Singh, Resident of VillagePost- Birpur, P.S.- Shahpur, District- Bhojpur.
14. Awadhesh Rai, Son of Sri Ram Chandr Rai, Resident of Village- Udiyanganj, P.O.- Chhatanwar, P.S.- Krishnabrahm, District- Buxar.

... .. 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

3 13-02-2019 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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