

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL REVIEW No.432 of 2018**

**In**  
**Civil Writ Jurisdiction Case No.18357 of 2017**

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1. The State Of Bihar through the Principal Secretary, Department of Education Government of Bihar.
  2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
  3. The Director, Department of Primary Education, Government of Bihar, Patna.
  4. The Director, Mass Education-cum-Joint Secretary, Bihar, Patna.

... .. Petitioner/s

Versus

1. Gaya Prasad Gupta Son of Late Ram Chandra Prasad Sah, Resident of Village- Amatho, Police Station- Supaul, District- Supaul.
2. Md. Murtuza, Son of Late Md. Ebrahim, Resident of village- Chandel Police Station- Supaul, District- Supaul.
3. Deo Narayan Yadav, Son of Bani Lal Yadav, Resident of Village- Latauna, Police Station- Triveniganj, District- Supaul.
4. Mashqur Ahmad Khan, son of Abdul Raziq, Resident of Village- Thathi Bhawani Pur, Police Station- Pipra, District- Supaul.
5. Sujat Devi, Wife of Laxami Prasad Mandal, Resident of Village- Khakhai, Police Station- Kishanpur, District- Supaul.
6. Lalan Devi, Wife of Bhagwat Mandal, Resident of Village Khakhai, Police Station- Kishanpur, District- Supaul.
7. Usha Kumari, Wife Of Jai Narayan Yadav, Resident of Village- Chakla Police Station- Chhatapur, District- Supaul.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sunil Kumar Ac To Ga 12  
For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

3      17-04-2019                      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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