

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL REVIEW No.443 of 2018**

**In**  
**Civil Writ Jurisdiction Case No.17452 of 2017**

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1. The State of Bihar
  2. The Principal Secretary, Department of Human Resources Development Department, Govt. of Bihar, Patna
  3. The Director, Mass Education, Govt. of Bihar, Vikash Bhawan, New Secretariat, Patna.
  4. The District Mass Education Officer, Banka.
  5. The District Programme Officer Literacy, Banka.
  6. The District Education Officer, Banka.

... .. Petitioner/s

Versus

1. Rajeev Ranjan Singh Son of Kamleshwari Prasad Singh, Resident of Village- Durgapur, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
2. Shankar Harijan, Son of Lakhi Harijan, Resident of Village- Nima, P.O.- Lashkari, P.S.- Rajaun, District- Banka.
3. Jayat Kumar Singh, Son of Dev Saran Singh, Resident of Village- Babarchak, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
4. Nilam Devi, Wife of Pankaj Prasad Singh, Resident of Village- Durgapur, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
5. Umesh Chaudhary, Son of Late Dhanraj Chaudhary, Resident of Village- Nawada Bazar, P.S.- Rajaun, District- Banka.
6. Jay Prakash Das, Son of Puran Das, Resident of Village- Malahi, P.O.- Bishunpur, P.S.- Rajaun, District- Banka.
7. Bibhash Mandal, Son of Sigeshwar Mandal, Resident of Village- Babarchak, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
8. Rabina Kumari, Wife of Sadanand Singh, Resident of Village P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
9. Anita Singh, Wife of Pradeep Kumar, Daughter of Late Bindeshwari Prasad, Resident of Village P.O.- Lashkari, P.S.- Rajaun, District- Banka.
10. Pradeep Rao, Son of Late Mukund Lal, Resident of Village P.O.- Lashkari, P.S.- Rajaun, District- Banka.
11. Shanti Devi, Wife of Jawahar Prasad Singh, Resident of Village- Malahi, P.O.- Bishunpur, P.S.- Rajaun, District- Banka.
12. Pratima Devi, Wife of Mithilesh Kumar Sing, Resident of Dharmchak, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
13. Jitendra Kumar, Son of Late Sitabi Prasad Singh, Resident of Village P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
14. Jawahar Prasad Singh, Son of Sri Satyaarayan Singh, Resident of Village-



- Malahi, P.O.- Bishunpur, P.S.- Rajaun, District- Banka.
15. Basisth Das, Son of Late Surya Narayan Das, Resident of Village- Mahesh Chanda, P.O.- Lashkari, P.S.- Rajaun, District- Banka.
  16. Tetar Das, Son of Late Shaldeo Das, Resident of Village- Nawada Bazar, P.S.- Rajaun, District- Banka.
  17. Ajay Kumar Singh, Son of Late Suresh Prasad Singh, Resident of Village- Mahesh Chanda, P.O.- Lashkari, P.S.- Rajaun, District- Banka.
  18. Punam Kumari, Wife of Tara Nand Singh, Resident of Village- Darjee Kita, P.O.- Lashkari, P.S.- Rajaun, District- Banka.
  19. Nutan Rani Sinha, Wife of Ashish Rao, Resident of VillageP.O.- Lashkari, P.S.- Rajaun, District- Banka.
  20. Nibha Kumari, Wife of Papu Prasad Singh, Resident of Goradih, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
  21. Shila Kumari, Daughter of Bindeshwari Chaudhary, Resident of Village- Darjee Kita, P.O.- Lashkari, P.S.- Rajaun, District- Banka.
  22. Pankaj Kumar Singh, Son of Late Lakshman Prasad Singh, Resident of Village- Darjee Kita, P.O.- Lashkari, District- Banka.
  23. Dilip Kumar Chaudhary, Son of Late Bachaneshwar Chaudhary, Resident of VillageP.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
  24. Rohit Kumar Mandal, Son of Late Mahavir Mandal, Resident of Village- Hartora, P.O.- Nawada Bazar, P.S.- Rajaun, District- Banka.
  25. Punam Kumari, Wife of Murli Prasad Yadav, Resident of Village- Gopalpur, P.O.- Bishunpur, P.S.- Rajaun, District- Banka.
  26. Punita Kumari, Daughter of Bindeshwari Prasad Singh, Resident of Village- Nawada Bazar, P.S.- Rajaun, District- Banka.
  27. Vibekanand Singh Son of late Sarbjeet Prasad Singh R/o Village Nima, P.O. Laskari, P.S. Rajaun, Distt. Banka.
  28. Subodh Kumar, Son of Raghunath Prasad Singh, Resident of Village- Nawada Bazar, P.S.- Rajaun, District- Banka.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Ms. Shilpa Singh, G.A.-12  
Ms. Abhanjali, AC to GA- 12  
For the Opposite Party/s : Mr.

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

4      10-04-2019                      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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