

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5697 of 2020

1. Vibha W/o Anil Kumar Singh, D/o Sri Surendra Kumar Singh, R/o Village-Bakhari, P.S.-Kuchaikot, District-Gopalganj (Bihar), at present HIG-32, Housing Colony, Dipugarha, P.S.-Sadar, District-Hazaribagh (Jharkhand).
2. Manohar Kumar, S/o Late Ramawatar Choudhary, R/o Village-Mauzmabad, P.S.-Bihpur, District-Bhagalpur.
3. Devendra Mohan Singh, S/o Narsingh Prasad Singh, R/o Village-Badi Mangarpa, P.S.-Asarganj, District-Munger.
4. Mukesh Kumar Mahto, S/o Ram Bilash Mahto, R/o Village-Bariyarpur West, P.S.-Khodawandpur, District-Begusarai.
5. Asha Sinha, D/o Chandra Deo Prasad Singh, R/o Mohalla-Samir Nagar, P.S.-Chitragupt, District-Khagaria.
6. Nutan Kumari, W/o Sanjeev Kumar, R/o Mohalla-Navin Nagar, Hilsa, P.S.-Hilsa, District-Nalanda.
7. Minakshi Kumari, D/o Shashi Bhushan Choudhary, R/o House No. 28A, Ward No. 17, Madhupur, Deoghar, P.S.-Madhupur (Jharkhand).
8. Raj Laxmi, W/o Manoj Kumar, R/o Upadhaya Mandir, P.S.-Nawada, Arrah, District-Bhojpur.
9. Prabhat Kumar, S/o Awadh Narayan Singh, R/o House No. 102, Rajan Gandhi Bazar, Cheria Bariyarpur Manjhaul, District-Begusarai.
10. Basuki Nath Jha, S/o Shaligram Jha, R/o Geeta Bhawan, Bhatdiha Talab, Bhatdiha, District-Godda (Jharkhand).
11. Nitu Kumari, W/o Praveen Kumar, R/o Village-Murliganj Middle Chowk, Murliganj (Near S.B.I.), Ward No. 12, District-Madhepura.
12. Dharamnath, S/o Jaganath Das, R/o Village-Sabour, P.S.-....., District-Bhagalpur.

... .. Petitioners

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Department of Education, Govt. of Bihar, Patna.
3. The Bihar Public Service Commission through its Chairman.
4. The Chairman, Bihar Public Service Commission.
5. The Secretary, Bihar Public Service Commission
6. The Union of India through the Principal Secretary, Ministry of Human



Resource Development, Govt. of India.

... .. Respondents

With
Civil Writ Jurisdiction Case No. 6266 of 2020

1. Kamna Shree wife of Sri Brahmchari Kushagra Kunal, resident of village - Naushara Chak, P.s.- Ghoshi, District- Jehanabad.
2. Raj Kumar Pandey @ R.K. Pandey, son of Ambika Prasad Pandey, resident of village - Gahrauli, P.O.- Sahpur Kohdaur, District- Pratapgarh.
3. Maya Kumari, wife of Shankar Kumar, resident of village - Saidbrahi, P.O.- Jaitpur, District- Nalanda.
4. Archana Kumari, wife of Ambakeshwar Kumar, resident of mohalla - New Durgapuri Malighat, P.S.-P0 Mithanpura, District- Muzaffarpur.
5. Amit Kumar, son of Ashok Kumar, resident of mohalla - Munshi Bhagat Path (Postal Park Nala Road), P.S.- Kankarbagh, District- Patna.
6. Md. Wasique, son of Md. Iqubal Hussain, resident of mohalla - Joginder Bhansia (near Jama Masjid), P.S.- Araria, District- Araria.
7. Chandra Shekhar Kumar, son of Tengar Prasad, resident of village - Nayakpur, P.s.- Chenari, District- Rohtas.
8. Vimal Prasad Singh, son of Nripendra Prasad Singh, resident of village - Navtolia, P.O. - Bhaua Parbal, District- Purnia.
9. Santosh Kumar Suman, son of Ram Bilash Purbey, resident of village - Sibaiya, P.s. Singhiya, District- Samastipur.
10. Binay Kumar Gupta, son of Bihari Lal Gupta, resident of mohalla - Chowk Road (near Vijay Press), P.S.- Dumraon, District- Buxar.
11. Md. Arif Hasan, Md. Anwarul Hasan, resident of mohalla - Ashiyana Colony (Sanchipatti), P.S.- Hajipur, District- Vaishali.
12. Fatma Khatoon, wife of Hasib Anjum, resident of village - Shahlagan Tola (Jadhua), P.S.- Hajipur, District- Vaishali.
13. Izhar Ahmad, son of Md. Afaque Alam, resident of village - Bhuna, P.S.- Majgawan, District- Araria.
14. Pankaj Kumar Gupta, son of Shyam Babu Gutpa, resident of village - Kopa, P.s.- Kopa, District- Saran.
15. Mukul Anand, son of Parmeshwar Yadav, resident of mohalla- Nayatola Matadih, P.s.- Jamalpur, District- Munger.
16. Ritesh Kumar, son of Chandrika Prasad, resident of village - Hisua Dih, P.s.- Hisua, District- Nawada.
17. Suchit Kumar Singh, son of Ram Nihora Singh, resident of village - Bhaluahi Khakhura, P.S.- Gaya, District- Gaya.
18. Vijednra Kumar Singh, son of Shyam Narayan Singh, resident of village - Bhadaula, P.S.- Kudra, District- Kaimur.
19. Abhishek Kumar Abhay, son of Bhikhar Prasad Yadav, resident of village -



Adharpur (Chak Nizamat), P.s.- Samastipur, District- Samastipur.

20. Ravi Anand, son of Basudeo Prasad Mehta, resident of mohalla - Bus Stand Road, Forbesganj, P.s.- forbesganj, District- Araria.
21. Jayshree, daughter of Shree Ram Singh, resident of village Fatehpur, P.S.- Didarganj, District- Patna.
22. Md. Shadab Razi, son of Shamim Akhtar, resident of mohalla - Millat Nagar (Belwa), P.S.- Araria, District- Araria.
23. Md. Rizwan Ali, son of Ramzan Ali, resident of mohalla - Dehti, P.s.- Palasi, District- Araria.
24. Sarjun Kumar, son of Nand Lal Yadav, resident of village - Bhakura, P.s.- Jaunpur, District- Jaunpur.
25. Sanjay Kumar Yadav, son of Parshuram Yadav, resident of village - Maharaura, P.O.- Kanwar, district- Chandauli.
26. Nishant Kumar Yadav, son of Ram Adhar Yadav, resident of mohalla - 394/1, Anwar Nagar, P.O.- Ratapur, District- Raebareli.
27. Virendra Kumar, son of Kanchan Ram Maurya, resident of mohalla - 394/1, Anwar Nagar, P.O.- Ratapur, District- Raebareli.
28. Ranjeet Kumar Singh, son of Ram Singh, resident of village - Sisauna, P.s.- Pandaul, District- Madhubani.
29. Shashi Bala Kumari @ Shashi Bala, daughter of Jawahar Singh, resident of mohalla- East Nawada, P.S.- Ara, District- Bhojpur.
30. Sunita Sagar, daughter of Vidya Sagar Yadav, resident of mohalla- M.I.G.- 102, Hanuman Nagar, P.S.- Kankarbagh, District- Patna.
31. Sangeeta Kumari, daughter of Krishna Murari Singh, resident of village - Numar, P.s.- Barhat, District- Jamui.
32. Hareram Kumar, son of Nuneshwar Prasad Saw, resident of village- Nariyana, P.s.- Khaira, District- Jamui.
33. Pramod Kumar, son of Sohan Lal, resident of village - Kalyanpur, P.O.- Kalyanpur, District- Kaimur.
34. Md. Nadeem Ansari @ Nadeem Ansari, son of Md. Mustansar Ansari, Bhigo, P.O.- Lalbagh, District- Darbhanga.

... .. Petitioners

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Education Department, Bihar, Patna.
3. Bihar Public Service Commission, Patna through its Chairman.
4. The Chairman, Bihar Public Service Commission, Patna.
5. The Secretary, Bihar Public Service Commission, Patna.

... .. Respondents

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With

Civil Writ Jurisdiction Case No. 6442 of 2020



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1. Rajiv Ranjan Singh son of Tej Narayan Singh resident of village- Mubarakpur, P.o.- Mubarakpur, Phulwaria, Tajpur, District- Chapra (Saran), Pin Code- 841209
 2. Prakash Chandra Dwivedi son of Mahindra Kumar Dwivedi resident of Near Shiv Mandir, Village Tinbheria Khurd, Barahani, District- Siwan, Pin Code 841227
 3. Amrendra Kumar Son of late Abhiprayanit Amrendra Kumar resident of C/o E P C Kumar, Vivek Vihar Colony, Road No. 2, Hanuman Nagar, Kankarbagh, District Patna, Pin Code- 800020
 4. Santosh Kumar son of Rambali Mahto resident of Kadamkuan Chain Tola, P.s.- Kadamkuan, District- Patna, Pin Code 800003
 5. Upendra Kumar son of Bunni Lal Roy resident of 121, Kangan Ghat, Jhau Ganj, Patna Sadar, District- Patna, Pin Code- 800008
 6. Birendra Kumar son of Chandeshwar Singh resident of village Singiyahi, P.o.- Ramhar, Mahua, District- Vaishali, Pin Code 844122
 7. Kundan Kumar son of Kumar Anil resident of Puraniganj, Agarwal Tola, Monghyr, District- Munger, Pin Code 811201
 8. Kishlay Kishor son of Naresh Prasad Singh resident of Jawahar Park, Warsaliganj, District- Nawada, pin code 805130
 9. Om Prakash son of Pashupati Nath Singh resident of 8E/33, Road No. 2, Sector 8, Bahadurpur Housing Colony, Kankarbagh, Sampatchak, District- Patna, Pin Code 800026
 10. Sunil Kumar son of Ram Nandan Prasad resident of Village- Amakuan, Ammakuan, District- Gaya, Pin Code 824236
 11. Vinay Kumar son of Harendra Kumar resident of Plot No. 35, Nirala Nagar, P.s.- Digha, District- Patna, Pin Code 800011
 12. Pankaj Kumar son of Ramnaresh Singh resident of Ward No. 2, Damodarpur, District- Vaishali, Pin Code 844125
 13. Pappu Kumar son of Mangal Ray resident of 58, Mahna, Anchal- Bhagvanpur Hat, District- Siwan, Pin Code 841417
 14. Kalamullah son of Abdul Jabbar resident of Sikmi, Gopalganj, District- Gopalganj, Pin Code 841428
 15. Ratnesh Kumar Ratna son of Sheo Nath Prasad resident of Ward No. 10, Gyan Mandir Colony, P.s.- Bhagwan Bazar, District- Chapra, Pin Code 841301
 16. Navin Kumar son of Ram Swarup Singh resident of Ward No. 05, Kushahar, P.s.- Tariganj, District- Sheohar, Pin Code 843329

... .. Petitioners

Versus

1. The State of Bihar through the Additional Chief Secretary, Education Department, Bihar, Patna
2. Bihar Public Service Commission, Patna through its Secretary,



3. Chairman Bihar Public Service Commission, Patna
4. Secretary, Bihar Public Service Commission, Patna
5. Controller of Examination, Bihar Public Service Commission, Patna

... .. Respondents

Appearance :

(In Civil Writ Jurisdiction Case No. 5697 of 2020)

For the Petitioners : Mr. Manan Kumar Mishra, Sr. Advocate
Mr. Sanjay Kumar Pandey, Advocate

For the Respondents : Mr. Lalit Kishore (AG)

For the Commission : Mr. Ashok Kumar Choudhary, Advocate

(In Civil Writ Jurisdiction Case No. 6266 of 2020)

For the Petitioners : Mr. Y.V. Giri, Sr. Advocate

Mr. Harshvardhan Shivsundaram, Advocate

For the Commission : Mr. Lalit Kishore Sr. Advocate

Mr. Sanjay, Pandey, Advocate

(In Civil Writ Jurisdiction Case No. 6442 of 2020)

For the Petitioners : Mr. Abhinav Srivastava, Advocate

For the Respondents : Mr. AC to SC13

For the Commission : Mr. Lalit Kishore, Sr. Advocate

Mr. Sanjay Pandey, Advocate

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

5 07-09-2020 Mr. Manan Kumar Mishra, learned senior counsel for the petitioners, admits that after order of this Court, Bihar Public Service Commission has revised the result.

Mr. Sanjay Pandey and Mr. Ashok Kumar Choudhary, learned counsel for the Commission admits.

In view of the subsequent developments, different and separate cause of action has arisen to certain petitioners and under the aforesaid circumstances, Mr. Manan Kumar Mishra, Y.V. Giri, learned senior counsel and Mr. Abhinav Srivastava, learned counsel submit that the petitioners may be granted liberty to invoke appropriate jurisdiction including the writ



jurisdiction for redressal of the grievance of such aggrieved writ petitioners with fresh cause of action.

In view of the subsequent developments, these writ petitions are disposed of with liberty to the petitioners that if the petitioners have any grievance as to the main result or revised result, they shall agitate their grievance before the appropriate forum in accordance with law including the writ petition.

(Anil Kumar Upadhyay, J)

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