

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17850 of 2021

1. Arun Kumar Singh Son of Late Rajendra Singh Resident of Village- Van Vikash Bharti, Ward No. 08, Dumawaliya Tola, Shree Nagar, Bagaha- 2, Narayanpur, P.S. Bagaha, District- West Champaran.
2. Ranjeet Kumar Son of Vashishth Pandey Resident of Village- Kailash Nagar, P.S. Bagaha, District- West Champaran.
3. Bhikhu Sah Son of Late Narayan Sah Resident of Village- Pathkhauli, P.S. Bagaha, District- West Champaran.
4. Jaiprakash Prasad Son of Kishori Resident of Village- Dumvaliya, P.S.- Bagaha, District- West Champaran.
5. Kundan Kumar Son of Bindhyachal Prasad Resident of Village- Bagaha, P.S. Bagaha, District- West Champaran.
6. Brajesh Kumar Son of Jagdava Prasad Resident of Village- Path Khauli, Mal Kuli, P.S.- Bagaha, District- West Champaran.
7. Pavan Kumar Son of Ramashish Sah Resident of Village Kailash Nagar, Narayanpur, P.S. Bagaha, District- West Champaran.
8. Sunil Kumar Son of Parash Nath Sah Resident of Ward No. 9, Mangalpur, P.S. Bagaha, District- West Champaran.
9. Narendra Prasad Son of Gokhala Sah Resident of Ward No. 10, Dumawaliya, Tola, Narayanpur, P.S. Bagaha, District- West Champaran.
10. Anant Prasad Son of Binda Sah Resident of Village Dumavaliya, P.S. Bagaha, District- West Champaran.
11. Umesh Kumar Son of Ramjee Prasad Resident of Budhwari Tola, Ward No. 23, Bagaha, P.S. Bagaha, District- West Champaran.
12. Ijrayil Miyan Son of Guddar Miyan Resident of Ward No.11, Panchgawa, Police Station- Semra, District- West Champaran.
13. Awadhesh Kumar Son of Parash Nath Sah Resident of Ward No. 9, Mangalpur, Police Station- Bagaha, District- West Champaran.
14. Anish Alam Son of Najamuddin Resident of Ward No. 2, Malkauli, Pathkauli, P.S. Bagaha, District- West Champaran.
15. Lal Saheb Pandey Son of Vashishth Pandey Ward No. 9, Sugauli, Tola- Brit, P.S. Bagaha, District- West Champaran.
16. Lalan Shrivastav Son of Ramlakhan Srivastawa Resident of Ward No.6, Kailash Nagar, Narayanpur, P.S. Bagaha, District- West Champaran.
17. Mukesh Kumar Jaiswal Son of Laxman Jaiswal R/o Vill- Bagaha, P.S. Bagaha, District- West Champaran.
18. Madan Prasad Son of Prasad Pranjal Resident of Ward No. 3, Pathkauli, Malkauli, P.S. Bagaha, District- West Champaran.
19. Nanhe Kumar Son of Akshay Lal Sah Resident of Ward No. 8, Narayanpur, P.S. Bagaha, District- West Champaran.
20. Shambhu Prasad Chaurasiya Son of Harilal Prasad Resident of Village- Malkauli, P.S. Bagaha, District- West Champaran.

21. Abhishek Kumar Son of Madan Prasad Resident of Ward No.6, Narayanpur, P.S. Bagaha, District- West Champaran.
22. Sanjay Sah Son of Malbhog Sah Resident of Ward No.8, Kailash Nagar, Narayanpur, P.S. Bagaha, District- West Champaran.
23. Chandramohan Gupta Son of Kanhaiya Gupta Resident of Ward No. 17, Gandhi Nagar, Bagaha, P.S. Bagaha, District- West Champaran.
24. Harendra Yadav Son of Rajvali Yadav Resident of Village- Chandpur, Bhirari Patilar, Police Station- Chatarawa, District- West Champaran.
25. Manir Miya Son of Gafoor Miyan Resident of Ward No.9, Station Road Dumawaliya, P.S. Bagaha, District- West Champaran.
26. Chandan Kumar Son of Bindhyachal Prasad Resident of Village- Pathkhauli, P.S. Bagaha, District- West Champaran.
27. Ajay Kumar Son of Yadav Lal Prasad Resident of Ward No.3, Pathkauli, Malkauli, P.S. Bagaha, District- West Champaran.
28. Jitendra Prasad Son of Dhruva Sah Resident of Ward No.13m Shastri Nagar, P.S. Bagaha, District- West Champaran.
29. Bindhyachal Prasad Son of Mishri Lal Prasad Resident of Narainapur, Police Station- Bagaha, District- West Champaran.
30. Laxman Prasad Gupta Son of Bagad Sah Resident of Ward No.10, Dumwalia, Bagaha-2, P.S. Bagaha, District- West Champaran.
31. Dhurwa Chaudhari Son of Brichha Chaudari Resident of Village- Singari, Police Station- Semra, District- West Champaran.
32. Ashish Kumar Son of Late Jagdish Prasad Resident of Village- Dumawaliya, P.S. Bagaha, District- West Champaran.
33. Jitendra Kumar Jaiswal Son of Dhruva Sah Resident of Village- Shashtri Nagar, P.S. Bagaha, District- West Champaran.
34. Shambhu Nath Prasad Son of Motilal Sah Resident of Village- Pathkauli, P.S. Bagaha, District- West Champaran.
35. Ishak Miyan Son of Kitah Hussain Resident of Ward No. 16, Sukhban, P.S.- Bagaha, District- West Champaran.
36. Arunesh Prasad Son of Jagdish Prasad Resident of Ward No.10, Dumwalia, Bagaha- 2, P.S. Bagaha, District- West Champaran.
37. Prem Kumar Gupta Son of Krishna Mohan Prasad Resident of Ward No. 17, Shastri Nagar, Bagaha, P.S. Bagaha, District- West Champaran.
38. Manoj Kumar Son of Shiv Sagar Prasad Resident of Village- Pakhibavali, Bankatwa, Bagaha-1, P.S.- Bagaha, District- West Champaran.
39. Md. Ekbal Ansari Son of Noormohamad Ansari Resident of Ward No.13, Shastri Nagar, Bagaha, P.S. Bagaha, District- West Champaran.
40. Shankar Das Son of Ekbal Dass Resident of Village Kali Asthan, P.S. Bagaha, District- West Champaran.
41. Rakesh Kumar Son of Ramlal Das Resident of Haluwai Tola, Ward No.28, Kali Sthan, Bagaha, P.S. Bagaha, District- West Champaran.
42. Brijlal Prasad Son of Lochan Sah Resident of Village- Shastri Nagar,

Bagaha, Police Station- Bagaha, District- West Champaran.

43. Rakesh Prasad Son of Late Ramlal Dass Resident of Village Kali Asthan, Bagaha, P.S. Bagaha, District- West Champaran.
44. Dinesh Prasad Jaiswal Son of Nathuni Prasad Jaiswal Resident of Ward No.5, Narayanapur, Bagaha, P.S. Bagaha, District- West Champaran.
45. Narmadeshwar Pandey Son of Shivachand Pandey Resident of Babuitola, Ward No.19, Bagaha, P.S. Bagaha, District- West Champaran.
46. Sunil Kumar Jaiswal Son of Late Kishori Prasad Resident of Village- Pathkhauli, P.S. Bagaha, District- West Champaran.
47. Anwar Khan Son of M. Chhatak Miyan Resident of Ward No.31, Idgah Mohalla, Bagaha, P.S. Bagaha, District- West Champaran.
48. Vijay Kumar Jaiswal Son of Kamlesh Sah Resident of Ward No.13, Shastrinagar, Bagaha, P.S. Bagaha, District- West Champaran.
49. Raghunath Bhagat Son of Prameshwar Bhagat Resident of Village- Kailash Nagar, P.S. Bagaha, District- West Champaran.
50. Shiv Shankar Prasad Chaurasiya Son of Subh Narayan Prasad Resident of Village- Barwa, Police Station- Bhairaganj, District- West Champaran.
51. Sheshnath Prasad Son of Thag Sah Resident of Village- Narayanpur, P.S. Bagaha, District- West Champaran.
52. Kamrool Hasan Son of Jahid Hussain Resident of Village- Mangalpur, P.S.- Bagaha, District- West Champaran.
53. Ashok Kumar Son of Harendra Kishor Sah Resident of Village- Jagarnathpur, Police Station- Bagaha, District- West Champaran.
54. Laljee Prasad Son of Late Ramayan Sah Resident of Hanuman Gachi Bagaha, Police Station- Bagaha, District- West Champaran.
55. Kura Sah Son of Nathuni Sah Resident of Village Malkauli, Police Station- Bagaha, District- West Champaran.
56. Akshay Lal Prasad Sah Son of Gokhula Prasad Resident of Village- Dumwaliya, Police Station- Bagaha, District- West Champaran.
57. Munna Kewat S/o Jharokha Kewat Resident of Village- Dumwaliya, Police Station- Bagaha, District- West Champaran.
58. Kamroo Jama Ansari Son of Aliabass Ansari Resident of Village- Narwal, Police Station- Bagaha- 2, District- West Champaran.
59. Umeshwar Prasad Son of Bishwanath Prasad Resident of Village- Dumawaliya, Police Station- Bagaha, District- West Champaran.
60. Sonu Kumar Gupta Son of Hari Prasad Gupta Resident of Village- Dumwalia Police Station- Bagaha, District- West Champaran.
61. Radheshyam Sah Son of Swaminath Sah Resident of Nawalpur, Police Station- Bagaha, District- West Champaran.
62. Dhanraj Sharma Son of Deo Narayan Thakur Resident of Village- Ramaiyan Colony, Bagaha, Police Station- Bagaha, District- West Champaran.
63. Suresh Prasad Son of Bharath Sah Resident of Village- Dumwalia, Police Station- Bagaha, District- West Champaran.

64. Md. Farook Ansari Son of Abdul Samad Ansari Resident of Ward No.7, Narwal Barwal, Bagaha- 2, Police Station- Bagaha, District- West Champaran.
65. Amin Ansari Son of Nizamuddin Resident of Malkauli, Police Station- Bagaha, District- West Champaran.
66. Anil Kumar Soni Son of Yogendra Prasad Resident of Village- Aarya Samaj Mandir, Police Station- Bagaha, District- West Champaran.
67. Rakesh Kumar Son of Govind Prasad Resident of Dumwaliya, Police Station- Bagaha, District- West Champaran.
68. Satya Dev Prasad Son of Bishu Sah Resident of Sadak Marg Gali, Ward- 2, Police Station- Bagaha, District- West Champaran.
69. Manoj Kumar Son of Chhatual Prasad Resident of Village- Damalwaliya, Police Station- Bagaha, District- West Champaran.
70. Harinarayan Patwa Son of Harischandra Patwa Resident of Ward No.5, Narwal Barwal, Police Station- Bagaha, District- West Champaran.
71. Ashok Kumar Sah Son of Parasnath Sah Resident of Ward No. 3, Patkauli, Police Station- Bagaha, District- West Champaran.
72. Sahnaj Alam Son of Shewa Sah Resident of Village Nayapatsoul, Police Station- Bhairoganj, District- West Champaran.
73. Ravindra Singh Son of Late Ramyatan Singh Resident of Ward No.8, Narainpur, Police Station- Bagaha, District- West Champaran.
74. Shambhu Prasad Chaurasiya Son of Harilal Chaurasiya Resident of Ward No.3, Pathkauli Malkauli, Police Station- Bagaha, District- West Champaran.
75. Shobha Devi Wife of Madan Prasad Srivastava Resident of Sishwa Bazar, Resident of Ward No. 7, Kothi Bharsswa Lauriya, Maharajganj, Uttar Pradesh.
76. Shyam Kumar Son of Sheshnath Prasad Resident of Naraipur, Ward No. 11, Bagaha- 2, Police Station- Bagaha, District- West Champaran.
77. Chandeshwar Prasad Jaiswal Son of Prabhu Prasad Jaiswal Malkauli, Police Station- Bagaha, District- West Champaran.
78. Jay Prakash Prasad Son of Kisori Prasad Resident of Pathkouli, Malkouli, Police Station- Bagaha, District- West Champaran.
79. Sita Ram Prasad Son of Haridwar Prasad Resident of Village- Bagaha, Police Station- Bagaha, District- West Champaran.
80. Lalita Devi Wife of Ramchandra Sah Resident of Ward No. 10, Pathkauli, Bagaha, Police Station- Bagaha, District- West Champaran.
81. Girza Devi Wife of Brijlal Prasad Resident of Village- Kailash Nagar, Police Station- Bagaha, District- West Champaran.
82. Janki Devi W/o Kailash Sah Resident of Village- Dumwalia, Police Station- Bagaha, District- West Champaran.

83. Umarawati Devi Wife of Rama Prasad Resident of Village- Narayanpur, Police Station- Bagaha, District- West Champaran.
84. Kush Sah Son of Late Shivjee Sah Resident of Village- Dumwaliya, Police Station- Bagaha, District- West Champaran.
85. Ashok Kumar Son of Harendan Kishan Sah Resident of Village- Jagarnathpur, Police Station Gopalpur, District- West Champaran.
86. Shravan Kumar Son of Parash Nath Sah Resident of Village- Pathkhuli, Police Station- Bagaha, District- West Champaran.
87. Rajendra Prasad Gupta Resident of Naraipur, P.S. Bagaha, District- West Champaran.
88. Kanti Sah Son of Late Budhan Sah Resident of Shastri Nagar, Police Station- Bagaha, District- West Champaran.
89. Phool Kumari Devi Wife of Dhroova Chaudhari Resident of Village- Naraipur, Police Station- Bagaha, District- West Champaran.
90. Krishna Prasad Gupta Son of Harihar Prasad Resident of Village- Borwall, P.S.- Bagaha, District- West Champaran.
91. Dheeraj Kumar Son of Deonarayan Thakur Resident of Village- Mangalpur, Police Station- Bagaha, District- West Champaran.
92. Daroga Prasad Son of Sheo Sah Resident of Village- Mangalpur, Police Station- Bagaha, District- West Champaran.
93. Brijlal Prasad Gupta Son of Lochan Sah Resident of Village- Shashtri Nagar, Police Station- Bagaha, District- West Champaran.
94. Akhileshwar Prasad Son of Nandlal Sah Resident of Village- Pathkhauli, Police Station- Bagaha, District- West Champaran.
95. Rupesh Sah S/o Nathuni Sah (Jitendra Prasad) R/o Malkouli, Ward No. 2, P.S.- Bagaha, Dist- West Champaran.
96. Dharmendra Pd. Jaiswal S/o Dhrup Jaiswal R/o Vill Shastrinagar, Ward No. 13, P.S.- Bagaha, District- West Champaran.

... .. Petitioner/s

Versus

1. The Union of India through the Secretary, Department of Railway, New Delhi.
2. The General Manager, East Central Railway, New Delhi.
3. The Assistant Divisional Manager, East Central Railway, Narkatiyaganj.
4. The Divisional Manager, Rail Engineering, East Central Railway, Samastipur.

5. The Senior Section Engineer (Works), Narkatiyaganj.
6. The Station Master, Bagaha Railway Station, Narkatiyaganj, West Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Suresh Prasad Sharma, Adv
For the UOI	:	Mr. Dr. K.N. Singh (ASG)
		Mr. Kumar Priya Ranjan, CGC
		Mr. Devansh Shankar Singh, Adv
		Mr. Amarjeet JC to ASG
For the Respondent/s	:	Mr.Ramadhar Shekhar, Adv

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 29-06-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

1. That, this writ application is being filed for setting aside the order dated 04.01.2020 issued by the respondent Senior Section Engineer (Works), Narkatiyaganj whereby without any prior notice consent to the petitioners the order of license fees G.S.T. have been fixed after amendment in the letter No. LML/18/08 dated 10.02.2005 and also threatened to cancel the license of the amount has not deposited till 20.01.2020 AND/OR pass such any order/orders, writ/writs, direction/directions for which the petitioners are found to be entitled in the facts and circumstances of the case.

Learned counsel for the petitioners seek permission to withdraw this petition.

Prayer is allowed.

This application is disposed of as withdrawn.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	NA