

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23961 of 2018

1. Kaushal Kumar Son of Gaya Prasad, resident of Village Tetariya, P.O.- Akauna Bazar, P.S.- Muffasil, District- Nawada.
2. Manoj Kumar, Son of Rambriksh Bhagat, resident of Village - Rahimpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawada.
3. Adib Khan, Son of Dr. Kalimuddin, Resident of Village P.O.- Mashaudha, P.S.- Nardiganj, District- Nawada.
4. Surandra, S/o Moti Chaudhary, Resident of Village- Nad, P.O. Maheshdih, P.S.- Akbarpur, District- Nawada.
5. Dharendra Kumar Baba, S/o Late Late Kamta Prasad Singh, Resident of Village- Devra, P.O.- Koinbar, P.S.- Narhat, District- Nawada.
6. Anil Kumar Chaudhary, S/o Baleshwar Chaudhary, resident of Village- Nehaluchak, P.O. P.S. District- Nawada.
7. Renu Kumari, D/o Keshaw Singh, resident of Village - Goshai Bigha, P.O.- Bhanail, P.S.- Akbarpur, District- Nawada.
8. Om Prakash Nikunj, S/o Ramshray Prasad, resident of Village - Hasna P.O.- Rupau, P.S.-Nawada, District- Nawada.
9. Dinesh Kumar, S/o Jagdish Chaudhary, resident of Village - Takuatar, P.O.- Rajauli, P.S.- Rajauli, District- Nawada.
10. Umesh Kumar, S/o Gobind Ram, resident of Village- Ram Nager, P.O. P.S.- Nawada, District- Nawada.
11. Suresh Chaudhary, S/o Dularchand Chaudhary, resident of Village - Gerandi, P.O.- Bakhsanda, P.S.- Akbarpur, District- Nawada.
12. Shyam Sunder Kumar Sharma, S/o Dinesh Sharma, resident of Village - Chhoti Amma, P.O.- Nemdarganj, P.S.- Akbarpur, District- Nawada.
13. Rakesh Kumar Raushan, S/o Arjun Prasad, resident of Village - Balchand Bigha, P.O. P.S.- Ben, District- Nalanda.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Director, Department of Education, Government of Bihar, Patna.
4. The District Magistrate, Nawadah.
5. The District Teachers Appointment Appellate Authority, Nawadah through its Member Secretary.
6. The Presiding Officer, District Teachers Appointment Appellate Authority, Nawadah.
7. The Selection Committee of Panchayat Samiti, Akbarpur, Nawadah, District Nawadah.



8. The Block Development Officer, Akbarpur cum Executive Officer, Block Panchayat Samiti, Akbarpur, Na
9. The Block Education Officer, Akbarpur Block, Akbarpur, Nawadah.
10. Sharvan Kumar, Son of Ram Narain Singh, resident of Village- Bahadurpur, P.O.- Bahadurpur, District- Nawadah Bihar.
11. Ramji Prasad, Son of Late Ganga Mahto, Resident of Village Kena, P.S.- Muffasil, District- Nawadah Bihar.
12. Purusottam Kumar, Son of Girijanandan Singh, resident of Village- Gopalpur, P.S. Akbarpur, District- Nawadah Bihar.
13. Yogendra Prasad Son of Achutanand Singh, Resident of Village- Rame, P.S.- Nadriganj, District- Nawadah Bihar.
14. Arvind Kumar, Son of Nawal Kishore Prasad, resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah Bihar.
15. Arun Kumar Verma, Son of Shyam Sundar Prasad Singh, Resident of Village- Hirdayabigha, P.S.- Harnaut, District- Nalanda Bihar.
16. Ajay Kumar Singh, Son of Awadhesh Kumar Singh, Resident of Village- Sikhar, P.S.-Muffasil, District- Nawadah Bihar.
17. Moti Prasad Son of Lakhan Prasad, Resident of Village- Nardiganj, P.S.- Nardiganj, District- Nawadah Bihar.
18. Jagdeo Prasad, Son of Ram Chandra Prasad, resident of Village- Akaurh, P.S.- Chandi, District- Nalanda Bihar.
19. Sunil Kumar, Son of Badri Singh, resident of Village- Malikpur, P.S.- Akbarpur, District- Nawadah Bihar.
20. Shailendra Kumar, Son of Kedar Nath Singh, resident of Village- Gonawan, P.S.- Nawadah, District- Nawadah Bihar.
21. Prasidh Kumar, Son of Ramdhani Singh, resident of Village- Dhansura, P.S.- Bathani, District- Nawadah Bihar.
22. Singeshwar Prasad Singh, Son of Sri Sheo Prasad Singh. resident of Village- Singh Koki Bhawar Pokhar, P.O.- Patna, P.S. Patna Sadar, District- Bihar.
23. Birju Prasad, Son of Late Ishwar Mahto, Resident of Village- Dharampura, P.S- Chandi, District- Nawadah Bihar.
24. Anil Pandey, Son of Kapildeo Pandey, Resident of Village- Handia, P.S.- Nadriganj, District- Nawadah Bihar.
25. Shambhu Sharan, Son of Arjun Singh, resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah Bihar.
26. Mahesh Prasad Singh, Son of Muni Singh, resident of Village- Narhat, P.S. Narhat, District- Nawadah Bihar.
27. Nawal Kishore Pandey, Son of Mahendra Kishore Pandey. resident of Village- Narhat, P.S.- Narhat, District- Nawadah Bihar.
28. Birendra Kumar Sinha, Son of Gauri Shankar Prasad, resident of Village- Khapura, P.S. Mamo, District- Nawadah Bihar.
29. Anuj Prasad, Son of Rajendra Prasad, resident of Village- Hasepur, P.S.- Osari, District- Nawadah Bihar.



30. Ravindra Kumar, Son of Kedar Nath Singh, resident of Village- Gonawan, P.S.- Muffassil, District- Nawadah Bihar.
31. Uday Prasad Singh, Son of Rajendra Prasad Singh, resident of Village- Gopalpur, P.S. - Akbarpur, District- Nawadah Bihar.
32. Sanjeev Kumar, Son of Ram Naresh, resident of Village- New Ara Nawadah, P.O. and P.S.- Nawadah, District- Nawadah Bihar.
33. Pramod Kumar, Son of Late Gita Singh, resident of Village-Gopalpur, P.S.- Akbarpur, District- Nawadah Bihar.
34. Jinnat Bano, Daughter of Sabir Ahmed, resident of Village- Mirja Tola, P.S.- Bundelkhand, District- Nawadah Bihar.
35. Shahabuddin, Son of Abdul Rauf Warsi, resident of Village- Akbarpur, P.S. Akbarpur, District- Nawadah Bihar.
36. Sahnaj Khatoon, Daughter of Md. Salimuddin, resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah Bihar.
37. Gyasuddin, son of Md. Salimuddin, resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah Bihar.
38. Shabana Naaz, Daughter of Md. Idan, resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah Bihar.
39. Wakil Ahmed, Son of Imamuddin, resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah Bihar.
40. Kumar Jabin, Son of Nazmu Hoda, resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah Bihar.
41. Gajaja Shahin, Daughter of Md. Mejamuddin, resident of Village- Mahisauri, Ward No. 13, P.O. and P.S.- Jamui, District- Jamui Bihar.
42. Afsar All Son of Md. Siyakul, resident of Village- Bari Dargah, P.S.- Bundelkhand, District- Navvadah Bihar.
43. Shahin Parween, daughter of Md. Abdul Hasan, resident of Village- Mansagar Patori, P.O.- Fuldih, P.S.- Kauwakol, District- Nawadah Bihar.
44. Kamaluddin @ Amlaaddin, Son of Abdul Rauf Warsi, resident of Village- Akbarpur P.O. Rajhat, P.S.- Akbarpur, District- Nawadah Bihar.
45. Ishrat Bano, Daughter of Md. Islam, resident of Village- Akbarpur P.O.- Rajhat, P.S. Akbarpur, District- Nawadah Bihar.
46. Farhat Naaz, Daughter of Md. Kamruddin Ansari, resident of Village- Rasul Nagar, Gendpur, P.S.- Nawadah, District- Nawadah Bihar.
47. Sunila Kumari, Daughter of Ram Janam Singh Chauhan, resident of Village- Maropur, P.S. Akbarpur, District- Nawadah Bihar.
48. Pramila Kumari, daughter of Hari Nandan Prasad, resident of Village- Amawan, P.S.- Rajauli, District- Nawadah Bihar.
49. Priyanka Kumari, Daughter of Shashi Bhushan Kumar Sharma, resident of Village- Ohari, P.S.- Ohari, P.S.- Nawadah, District- Nawadah Bihar.
50. Sarita Kumari, daughter of Sheolal Paswan, resident of Village- Daudpur, P.O.- Fatehpur, P.S.- Akbarpur, District- Nawadah Bihar.
51. Suchita Kumari, Daughter of Indradeo Prasad, resident of Village- and P.O.-



Amba, P.S.- Akbarpur, District- Nawadah Bihar.

52. Rubi Kumari, Daughter of Shri Deo Narain Upadhyay, resident of Village and P.O.- Poaari, P.S.- Harnaut, District- Nawadah Bihar.
53. Ratan Kumar, Son of Arjun Chaudhary, resident of Village-Barauli, P.S.- Narhat, District- Nawadah Bihar.
54. Sanjeev Kumar, Son of Kedar Singh, resident of Village- Hasda, P.O.- Badhauna, P.S.- Hisua, District- Nawadah Bihar.
55. Nrimala Kumari, Daughter of Kaushlendra Kumar, resident of Village- Warat, P.O- Saraye, P.S. - District- Nawadah Bihar.
56. Sindhu Rani, Wife of Ram Anugrah Singh, resident of Village- Orahanpur, P.S.- Nawadah, District- Nawadah Bihar.
57. Seema Kumari, daughter of Ramlagan Singh, Resident of Village- Baksanda, P.S.- Akbarpur, District Nawadah Bihar.
58. Baby Kumari, Daughter of Dasrath Chaudhary, resident of Village- Sanokhara, P.S.- Akbarpur, District- Nawadah Bihar.
59. Arvind Kumar, Son of Janki Ram, resident of Village- Jangta, P.S.- Warsaliganj, District- Nawadah Bihar.
60. Usha Kumari, daughter of Badri Pandit, resident of Village- Gondapur, P.O. and P.S.- Nawadah, District- Nawadah Bihar.
61. Ravindra Prasad, Son of Late Raghunandan Prasad, resident of Village- Bhobhi, P.O.- Sasrauda, P.S.- Nagarnausa, District- Nawadah Bihar.
62. Rita Kumari, Daughter of Jagdish Prasad, resident of Village- Makdanbigha, P.S.- Chandi, District- Nalanda Bihar.
63. Manorama Kumari, Daughter of Surendra Kumar, resident of Village- Pokhar, P.S.- Akbarpur, District- Nawadah Bihar.
64. Simpal Kumari, Daughter of Parmeshwar Ram, Resident of Village- Malikpur, P.O.- Nemdarganj, P.S.- Akbarpur, District- Nawadah Bihar.
65. Nisha Sinha, daughter of Anil Kumar, Resident of Village and P.O.- Maldah, P.S.- Barbigha, District- Sheikhpura Bihar.
66. Kanchan Kumari, daughter of Surendra Kumar, resident of Village- Chiraiya, P.O.- Samwe, P.S.- Warsaliganj, District- Nawadah Bihar.
67. Niwesh Kumar, Son of Sri Pankaj Kumar Singh, resident of Village and P.O.- Bajardih, P.S.- Jamui, District- Jamui Bihar.
68. Puja Kumari, Daughter of Jai Prakash Singh, resident of Village- Koriauna, P.S- Saiiao, District- Nalanda Bihar.
69. Shyam Sundar Kumar Yadav, Son of Mabir Prasad Yadav, resident of Village- Pokhar, P.S.- Akbarpur, District- Nawadah Bihar.
70. Anil Chaudhary, Son of Sri Bandhu Chaudhary, resident of Village- Samraitha, P.O.- Samrig, P.S.- Nawadah, District- Nawadah Bihar.
71. Pushplata Kumari, Daughter of Dwarika Prasad, resident of Village- Mahuli, P.O. Sisma, P.S.- Nawadah, District- Nawadah Bihar.
72. Ranjeet Kumar, Son of Mahesh Prasad Singh, resident of Village and P.O. Narhat, P.S. Narhat, District- Nawadah Bihar.



73. Rubi Kumari, Wife of Sita Ram, resident of Village- Mahabra, P.S.- Govindpur, District- Nawadah Bihar.
74. Uday Prabhakar, Son of Madan Mohan Pandey, resident of Village- Angar, P.S.- Ekangarsarai, District- Nalanda Bihar.
75. Arjun Chaudhary, Son of Narayan Chaudhary, Resident of Village- Mahuar Khurd, P.O.- Shandhi, P.S.- Buniyadganj, District- Gaya Bihar.
76. Smita Kumari, daughter of Sri Sagar Mistri, resident of Village and P.O.- Mongal Kuan, P.S.- Biharsharif, District- Nalanda Bihar.
77. Rakesh Kumar, Son of Umesh Prasad Sharma, resident of Village- Ashta, P.O.- Ashta, P.S.- Tharthari, District- Nalanda Bihar.
78. Sunita Kumari, daughter of Sita Ram, resident of Village- Mahavra, P.S.- Govindpur, District- Nawadah Bihar.
79. Ajay Kumar, Son of Sri Bhola Singh, resident of Village- Siuar, P.O.- Siuar, P.S.- Roh, District- Nawadah Bihar.
80. Rajnish Kumar, Son of Arvind Prasad Singh, resident of Village- Samrigarh, P.O.- Samrigarh, P.S. Govindpur, District- Nawadah Bihar.
81. Uday Ram, Son of Ramjit Ram, resident of Village- Sishar, P.S.- Muffasil, District- Gaya Bihar.
82. Aditya Narain Singh, Son of Shiv Nandan Singh, resident of Village- Sevaiya, Gopalpur, P.S.- Akbarpur, District- Nawadah Bihar.
83. Sushila Kumari, Daughter of Narain Prasad Singh, resident of Village- Jalalpur, Gunjachak, P.S.- Chandi, District- Nalanda Bihar.
84. Kushum Lata, Daughter of Krishnakant Chaudhary, resident of Village- Mosma, P.S.- Warsaliganj, District- Nawadah Bihar.
85. Karyanand Kumar, Son of Dayanand Singh, resident of Village and P.O. - Sangma, P.S.- Aliganj, District- Jamui Bihar.
86. Arun Ravidas, Son of Preman Ravidas, resident of Village- Dariyapur, P.O.- Dariyapur, P.S.- Warsaliganj, District- Nawadah Bihar.
87. Sanjay Kumar, Son of Ramautar Prasad, resident of Village- Bishay Bigha, P.S.- Ekangarsarai, District- Nalanda Bihar.
88. Kumari Anamika, daughter of Ravindra Prasad, resident of Village- Bhagwanpur, P.S Chandi, District- Nalanda Bihar.
89. Pramila Kumari, daughter of Harinandan Prasad Amawan, resident of Village- Rajauli, P.S.- Rajauli, District- Nawadah Bihar.
90. Satish Kumar, Son of Ramesh Prasad, resident of Village- Bhadauni, P.S.- Nawadah, District- Nawadah Bihar.
91. Rabindra Prasad, Son of not known, Ex. Block Education officer, Block Akbarpur, District- Nawadah, at present residing at near Naulakha Mandir, Buxar, P.O. and P.S.- Buxar, District- Buxar Bihar.
92. Renu Devi, daughter of Late Latan Singh, Wife of Pradeep Singh, Pramukh Cum Chairman, Teachers Employment Committe, Prakhand- Akbarpur, District- Nawadah Bihar.
93. Anant Kumar, Son of no known, Ex. Block Education Officer, Block- Akbarpur, District- Nawadah, at present block Education Officer, Block-



Nawanagar, District- Buxar Bihar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Choudhary, Sr. Adv.
Mr. Bhola Kumar, Adv.
Mr. Akshansh Ankit, Adv.
Mr. Anil Kumar Tiwary, Adv.
For the Respondent/s : Smt. Binita Singh- Sc28

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 21-11-2022 Heard the parties.

The petitioners by way of this petition prays for quashing of an order dated 07.01.2012 passed by the District Teachers Appointment Appellate Authority, Nawadah and also challenges the order dated 28.09.2015 passed by District Teachers Appointment Appellate Authority, Nawada whereby the appeal preferred by the petitioners was rejected.

This Court notices that after the order passed by the District Teachers Appointment Appellate Authority dated 28.09.2015, the petitioners did not avail the remedy of filing an appeal before the State Appellate Authority, which became functional in 2017. The writ petition has been filed in 2018, although in normal course, the petitioner may not have been granted any liberty but considering the fact that the State Appellate Authority became functional only in 2017, I am inclined to grant liberty to the petitioners to file an appeal before



the State Appellate Authority against the order passed by the District Appellate Authority.

The writ petition is disposed of with the aforesaid liberty.

(Sanjeev Prakash Sharma, J)

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