

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.712 of 2023

In

Civil Writ Jurisdiction Case No.12408 of 2022

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1. Sanjeev Kumar Jha Son of Late Ram Swarth Jha Resident of Village- Harsinghpur, P.O.- Singrhiya, P.S.- Sahiyara, District- Sitamarhi.
 2. Brajesh Kumar Paswan, Son of Late Ganga Paswan, Resident of Village and P.O. -Singrhiya, P.S- Sahiyara, District- Sitamarhi.
 3. Dinesh Kumar, Son of Late Ramnarayan Sah, Resident of Village- Lohri, P.O.- Vishanpur, P.S.- Dumra, District- Sitamarhi.
 4. Sanjay Kumar, Son of Late Sachida Nand Verma, Resident of Adarsh Nagar, Ward No. 26, P.O. and P.S. and District- Sitamarhi.
 5. Vipin Kumar, Son of Late Shukh Sagar Thakur, Resident of Village- Yamuna Barahi (Barahi Jeewa), P.O.- Kamaldah, P.S.- Bathnaha, District- Sitamarhi.
 6. Alok Ranjan, Son of Late Maya Shankar Singh, Resident of Village Kailashpuri, Ward No. 4, P.O. -Dumra, P.S.-Dumra, District- Sitamarhi.
 7. Satish Kumar Jha, Son of Late Madhukant Jha Resident of Village- Hanumannagar, Ward No. 04, P.O.- Lalpur, P.S.- Nanpur, District- Sitamarhi.
 8. Rohit Kumar, Son of Late Sanjay Chaudhary, Resident of Ward No. 02. Amghatta Road, P.S.- Dumra, District- Sitamarhi.
 9. Amrita Kumari, Daughter of Ramkishore Sinha, Resident of Village Methaura, P.O.- Vishanpur, P.S.-Dumra, District- Sitamarhi.
 10. Som Prakash, Son of Late Chandeshwar Thakur Resident of Village P.O.- Bahilwara Dhanushi, P.S.- Runnisaidpur, District- Sitamarhi.
 11. Krishna Kumar, Son of Late Kamal Ram, Resident of Ward No. 14, Manik Chowk, P.S. and Block- Runnisaidpur, District- Sitamarhi.
 12. Mukund Madhav, Son of Late Sudhir Kumar, Resident of Village- Shantinagar, Bhagatipur Amarghatta, Ward No. 31, P.O.- Amghatta, P.S. and District- Sitamarhi.
 13. Aditya Raj, Son of Late Nagendra Prasad, Resident of Ward No. 07, East Mahavir Chowk, Nagar Panchayat- Dumra, P.S.- Sitamarhi, District- Sitamarhi.
 14. Dinesh Pandit, Son of Late Bindeshwar Pandit, Resident of Village- Majgma. P.O. and P.S.- Bathnaha, District- Sitamarhi.
 15. Deepak Kumar, Son of Late Gopal Prasad Yadav, Resident of Village- Vishwanathpur, P.O. and P.S.- Dumra, District- Sitamarhi.
 16. Pankaj Kumar, Son of Late Bharat Rai, Resident of Village- Vishwanathpur, Ward No. 02, P.O. and P.S.- Dumra, District- Sitamarhi.
 17. Shripati Pathak, Son of Late Shyam Kishore Pathak, Resident of Village and P.O.- Jhajhihat, P.S.- Pupri, District- Sitamarhi.
 18. Lalan Paswan, Son of Late Lakshman Paswan, Resident of Village- Riga, Tole Yogwana, P.O. and P.S.- Riga, District- Sitamarhi.
 19. Amit Kumar Satyam, Son of Late Madan Mohan Prasad, Resident of Ward



- No. 26, Raghunathpuri, P.O. and P.S. and District- Sitamarhi.
20. Md. Inamul Hasan, Son of Abdul Rahman, Resident of Village- Bahadurganj, P.O.- Chiksi, P.S.-Sigori, District- Patna.
 21. Shailendra Kumar Singh, Son of Late Shivismangal Singh. Resident of Village and P.O.- Bairiya, P.S.- Purnhiya, District- Shivhar.
 22. Md. Naseem Akhtar, Son of Late Md. Jameel Akhtar, Resident of Village- Barahi Chantaman, P.O.- Boktha, P.S.- Suppi, District- Sitamarhi.
 23. Shri Chandra Prakash, Son of Late Chandrashwar Prasad Yadav, Resident of Village- Madhpur Musharwa, P.S.- Sahiyara, District- Sitamarhi.
 24. Bharat Bhushan, Son of Late Bhikhari Paswan, Resident of Village and P.O.- Bhuthi, Ward No. 08, P.S.- Sonbarsa, District- Sitamarhi.
 25. Dharmendra Kumar Jha, Son of Late Lalbabu Jha, Resident of Village and P.O.- Anhari, P.S.- Riga, District- Sitamarhi.
 26. Rajnish Kumar, Son of Late Ram Snehi Chaudhary, Resident of Village and P.O.- Yadupatti Bazar, P.S. Choraut, District- Sitamarhi.
 27. Deepak Kapoor, Son of Late Panna Lal Mehta, Resident of Village and P.O.- Vishnupur, P.S.-Bela, Via- Parihar, District- Sitamarhi.
 28. Ram Udar Mandal, Son of Late Ganga Prasad Mandal, Resident of Village and P.O.- Mauli, P.S.- Barehi, District- Sitamarhi.
 29. Surendra Kumar, Son of Late Ram Swarth Rai, Resident of Village- Parsa Mahind, P.O.-Haribela, P.S.- Sonbarsa, District- Muzaffarpur.
 30. Akil Anjum, Son of Late Mohammad Asif, Resident of Jail Road Chandwara, P.O.- Sheikhpur, P.S.- Sadar, District- Muzaffarpur.
 31. Chandeshwar Singh, Son of Late Gogal Singh, Resident of Village- Lauhdih, P.O.-Vishanpur, P.S.-Dumra, District- Sitamarhi.
 32. Kumar Saurabh, Son of Late Mahendra Kumar Verma, Resident of Village and P.O.- Vishanpur, Rajopatti, P.S. and District- Sitamarhi
 33. Subhuhi Praween, Wife of Late Md. Ahmad Ali, Resident of Village- Rajopatti Ansari Road, P.O. and P.S. and District- Sitamarhi.
 34. Ashok Kumar, Resident of Village- Harsingpur, P.O.- Manikchauk, P.S.- Runnisaidpur, District- Sitamarhi.
 35. Govind Jha, Son of Late Sudhir Jha, Resident of Village and Post- Parsauni, P.S.- Dumra, District- Sitamarhi.
 36. Amit Kumar Sharma, Son of Late Madhurem Sharma, Resident of Village Malipur Pakdi, P.O.- Bhasar Machhhan, P.S. and District- Sitamarhi.
 37. Md. Isteyak, Son of Late Md. Aslam, Resident of village and P.O- Mohni, P.S.- Nanpur District- Sitamarhi.
 38. Ranjeet Kumar, Son of Late Ramlakhan Singh, Resident of Village- Rampur Parori, P.O.-Banchauri, P.S. and District- Sitamarhi.
 39. Jitendra Kumar, Son of Shri Ramakant Rai, Resident of Village and P.O.- Mohni Mandal, P.S.-Mejarganj, District- Sitamarhi.
 40. Hari Shankar Ojha, Son of Late Rambriksh Ojha, Resident of Village- Tirkauliya, P.O.- Madhopur, P.S.- Bathnaha, District- Sitamarhi.



41. Navratan Kumar Singh, Son of Late Baleshewar Prasad Singh Resident of Village and Mohalla- Mehsaul Town, P.O. and P.S. District- Sitamarhi.
42. Dharendra Kumar Singh, Son of Late Chandrika Prasad Resident of Village- Sahbajpur, P.O.- Naya Gaon, P.S.-Shyampur Bhathan, District- Shivhar.
43. Shivam Kumar, Son of Late Bhikhari Mandal, Resident of Village and P.O.- Amghatta, P.S. and District- Sitamarhi.
44. Asgari Khatoon, Daughter of Late Md. Mokhtar Ahmad, Resident of Village and P.O.- Mehsaul Got, P.S and District- Sitamarhi.
45. Vimla Devi, Wife of Late Munni Nath Yadav, Resident of Village- Sundargama, P.O.-Madanpur, P.S.- Parsauni, District- Sitamarhi.
46. Manoj Kumar, Son of Ramsuraj Khirahar, Resident of Ward No. 04, Amghatta, Madhopur, P.S.-Roshan, District- Sitamarhi.
47. Rita Kumari, Wife of Shambhu Kumar, Resident of Kailashpuri, Ward No. 11. Dumra, P.S.-Dumra, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Secretariat, Patna.
2. The Principal Secretary, Department of General Administration (Formerly known as Personnal and Administrative Reform Department), Government of Bihar, Main Secretariat, Patna.
3. The District Magistrate, Collectorate, Sitamarhi.
4. The Deputy Collector (Establishment), Collectorate, Sitamarhi.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rashid Izhar, Advocate
For the Opposite Party/s : Mr.Manish Kumar (G.P. 4)
Mr. Sanjay Parasmani, A.C. to G.P.-4

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 06-10-2023 For non-compliance of the peremptory order dated 17.11.2022, the writ application bearing C.W.J.C. No. 12408 of 2022 was dismissed.

2. learned counsel for the petitioners submits that in spite of due diligence, the same could not be carried out due to a communication gap between his office and the petitioners.



3. The said submission is accepted as sufficient cause for restoration. C.W.J.C. No. 12408 of 2022 stands restored to its original file.

4. The application is allowed.

5. The office is directed to verify whether the defects have been removed as yet or not and carry out a fresh stamp report, if required.

(Madhuresh Prasad, J)

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