

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21852 of 2018

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Rinku Devi Wife of Sudhir Paswan, Resident of Village- Biyavani, P.O.-
Maghra, P.S.- Deep Nagar, District- Nalanda, Secretary School Shiksha
Samiti, Harizan Primary School, Biyavani, Bihar Sharif, District- Nalanda.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. District Magistrate, Nalanda at Bihar Sharif.
3. District Education Officer, Nalanda t Bihar Sharif.
4. District Programme Officer, Sarva Shiksha Abhiyan Nalanda at Bihar Sharif.
5. Block Education Officer, Bihar Sharif, District- Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Prasad Singh, Adv.

For the Respondent/s : Ms. Priyadarshi Matri Sharan, AC to AAG 15

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

ORAL ORDER

4 21-02-2023 1. The petition by way of this writ petition prays as
under:

*“1. That, this is an application
for issuance of an appropriate Writ or Writs
setting aside the office order dated
24.08.2018 contained in Memo No. 1146
issued by the District Education Officer,
Nalanda by which he has rejected the claim
of the petitioner by upholding the previous
decision dated 14.11.2017 whereby Primary
School Biyavani Kharjamma was merged
with Upgraded Middle School, Biyavani*



without appreciating and considering the provisions of the Right of Children to Free and Compulsory Education Act, 2009 (hereinafter referred to as the “Education Act, 2009”) and/or grant any other relief/reliefs for which the petitioner is legally entitled in the facts and circumstances of the case.”

2. Admittedly, the orders passed by the District Magistrate are challengeable before the Divisional Commissioner, granting liberty towards aforesaid.

3. Accordingly, the writ petition is dismissed.

Suraj/-
Item No. 89

(Sanjeev Prakash Sharma, J)

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