

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16379 of 2019

1. Ashok Kumar Sinha Son of Late Ram Keshwar Chaudhary Resident of Campus of Maulana Azad Engineering College, UFO Mall, Anishad, Police Station Gardanibagh District Patna.
2. Gokul Prasad Deo Son of Late Biran Prasad Deo Resident of Mohalla Maurya Bihar Near Devi Mandir, Walmi Road Khagaul, P.S. Phulwari Sharif, District- Patna. Bihar Near Devi Mandir, Walmi Road Khagaul, P.S.- Phulwari Sharif, District- Patna.
3. Sudama Sharma Son of Late Saryug Sharma Resident of Village Malpur, Post Office Piparia, Police Station Barhiya, District- Lakhisarai.
4. Sarbanand Pandit Son of Late Dhodha Pandit Resident of Village Mangali Chak, P.O. Suitha, P.S. Parsa Bazar, District- Patna.
5. Radheshyam Saw Son of Late Tiru Saw Resident of West Ram Krishna Nagar End of Mother Teresa Path, P.S. Ram Krishna Nagar, District- Patna.
6. Nirmal Kumar Singh Son of Late Yugal Singh Resident of Village Mahuli, P.S. Punpun, District- Patna.
7. Sachida Nand Singh Son of Late Raghunandan Singh Resident of Hanuman Nagar, Masaurhi, P.S. Masaurhi, District Patna.
8. Arbind Prasad Singh Son of Late Ram Nihora Singh Resident of Mahabir Nagar Sain Chak, Road No.1/C near Beur Jail, P.S. Beur, District Patna.
9. Vijay Kumar Singh Son of Late Babu Ram Singh Resident of Near Police Line Malaypur, P.S. Malaypur, District Jamui.
10. Ravi Bhushan Prasad Sinha Son of Late Madhav Nandan Prasad Resident of Sarvodaya Nagar Kumhrar, Thakurbari Road, P.S. Agam Kuan, District- Patna.
11. Upendra Prasad Singh Son of Late Rajendra Prasad Singh Resident of Mohalla Vijay Nagar Bailey Road Rukanpura Near Om Kunj Apartment, P.S. Rupaspur, District- Patna.
12. Binod Kumar Singh Son of Late Chakradhari Prasad Singh Resident of House No.248, New Patna Colony Beur, P.S. Beur, District- Patna.
13. Mohan Ram Son of Late Subhash Ram Resident of Village Serwea, P.S.- Bhabhua, District- Kaimur.
14. Mahesh Prasad Singh Son of Ram Anup Singh Resident of Narayani Nagar Hazipur, P.S.- Hazipur, District- Vaishali.
15. Sheo Nandan Singh Son of Late Ashik Narayan Singh Resident of New Sabajpura Near Railway Line, P.S. Phulwari Sharif, District- Patna.
16. Raj Ballabh Mochi Son of Late Khaderan Mochi Resident of Village Danara, P.S.- Bikram, District- Patna.
17. Baliram Paswan Son of Late Munshi Paswan Resident of Chamhera P.S. Akangarsarai, District Nalanda.
18. Rajendra Mistri Son of Late Nagina Mistri Resident of Aganoor Kala Agina Bhakhrua, P.S. Kaler, District- Aurangabad.



19. Ram Birog Paswan Son of Late Laldas Paswan Resident of Village-Charrah, Naubatpur, P.S. Naubatpur, District- Patna.
20. Anil Kumar Srivastav Son of Late Jwala Prasad Resident of Janki Niwas Kanti Factory Rose Garden Apartment Bahadurpur P.S. Agam Kuan, District- Patna.
21. Basudeo Prasad Son of Late Khewan Prasad Resident of Belaganj, Gaya, P.S. Belaganj, District Gaya.
22. Baliram Ram Son of Late Ram Chandra Ram Resident of Village Adharpa, P.S. Brahampur, District- Buxar.
23. Sher Bahadur Singh Son of Late Narbadeshwar Singh Resident of Village-Alipur, P.S. Arrah Muffasil, District Bhojpur.
24. Sadhu Sharan Yadav Son of Late Ram Pyare Yadav Resident of Village-Khajuria P.S. Arrah Muffasil, District Bhojpur.
25. Ramdeo Prasad Son of Late Ram Pyare Yadav Resident of Village Khajuria P.S. Udwant Nagar, District Bhojpur.
26. Ali Akbar Son of Late Mohmad Ishaque Resident of Village Baank, P.S. Maner, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through its Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Finance Department, Govt. of Bihar.
3. The Finance Commissioner, Govt. of Bihar, Patna.
4. The Principal Secretary, Water Resources Development Department, Govt. of Bihar.
5. The Director cum Chief Engineer, Water and Land Management Institute (WALMI) Phulwari Sharif, Patna.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 19399 of 2019

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1. Jai Shree Kumar Yadav S/o Late Sant Singh Yadav Resident of Village-Chakia, P.s.- Udwant Nagar, District- Bhojpur (Ara)
 2. Krishna Kumar Singh S/o Late Rameshwar Singh Resident of Village-Dhobari, Bargaon, P.s.- Agiwan, District- Bhojpur (Ara)
 3. Jitendra Kumar Singh S/o Ramadhar Singh Resident of Village- Bahiro, P.s.- Nawada, District- Bhojpur (Ara)
 4. Lalan Ram S/o Late Komal Ram Resident of Village- Anaith, P.s.- Nawada, District- Bhojpur (Ara)
 5. Devendra Kumar S/o Late Ramnandan Bhagat Resident of Village- Usfa, P.s.- Gaurichak, District- Patna



6. Md. Mobin Uddin S/o Manzoor Ahmed Resident of Village- Samaspur, P.s.- Belaganj, District- Gaya
7. Ramshlok Mistri S/o Late Bal Kishun Sharma Resident of Village- Bazar Samiti Bhakharuo Daudnagar, P.s.- Obra, District- Aurangabad, Bihar
8. Ramekbal Singh S/o Late Ram Kriksh Singh Resident of Village- Umarchak, P.s.- Daudnagar, District- Aurangabad, Bihar
9. Madhav Singh S/o late Bakhoran Singh Resident of Village- Tejpura, P.s.- Obra, District- Aurangabad, Bihar
10. Kumar Prabhat Singh S/o Late Narsingh Singh Resident of Village- Balamnichak Punit Nayan Gas Godown, Anisabad, P.s.- Phulwarisharif, Distt.- Patna
11. Rampravesh Rai S/o Late Narayan Yadav Resident of Village- Amahara, P.s.- Bihta, District- Patna
12. Krishna Kant Singh S/o Late Sachita Nand Prasad Resident of Village- Pakari, Amahara, P.s.- Bihta, District- Patna
13. Bala Bhagat S/o Late Huro Bhagat Resident of Village- Naudiha Kala, P.s.- Wazirganj, District- Gaya
14. alakh Dev Yadav S/o Late Bandhu Yadav Resident of Village- Rajwari, Ward No. 32, P.s.- Aurangabad, District- Aurangabad, Bihar
15. Tarkeshwar Prasad Shahi S/o Late Sant Prasad Shahi Resident of Village- Sahtha, P.s.- Bhagwanpur, District- Vaishali

... .. Petitioner/s

Versus

1. The State of Bihar through its Chief Secretary, Govt. of Bihar, Patna
2. The Principal Secretary Finance Department, Govt. of Bihar, Patna
3. The Finance Commissioner Govt. of Bihar, Patna
4. The Principal Secretary Water Resources development Department, Govt. of Bihar, Patna
5. The Director Cum-Chief Engineer Water and Land management Institute (WALMI) Phulwari Sharif, Patna

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 2322 of 2020

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1. Uday Kumar Singh Son of Late Bishnu Dev Singh Resident of Ward No. 32 Trigun More Dehri, P.S.- Dehri (Town), District- Rohtas.
 2. Lala Prasad Yadav Son of Late Shivilal Prasad Yadav Resident of Khemnichak, Manoharpur, Kachhuara, P.S.- Ram Krishna Nagar, District- Patna.



3. Uma Nath Bhagat Son of Late Ram Dat Bhagat Resident of Village- Bhakharuan, P.S.- Arwal, District- Aurangabad.
4. Mahabir Mistry Son of Late Raj Kumar Mistry Resident of Village- Banuan, P.S.- Deo, District- Aurangabad.
5. Ram Balak Poddar Son of Late Banarsi Poddar Resident of New By- Pass Dasrath Road No. 3, Plot No. 27, P.S.- Beur, District- Patna.
6. Ravindra Prasad Singh Son of Late Parikshan Singh Resident of New Yadav Chak, Kurthaul, P.S. Beur, District- Patna.
7. Prahlad Lalo Son of Late Ram Kumar Lal Resident of Village- Shivpur, P.S.- Bhabua, District- Kaimur (Bhabua).
8. Santosh Kumar Tanti Son of Late Khira Tanti Resident of Village- Maheshpur, Aliganj, P.S.- Badarganj, District- Bhagalpur.
9. Barhan Paswan Son of Late Chamari Paswan Resident of Village- Dharampur, Asta P.S.- Noorsarai, District- Nalanda.
10. Satyendra Bhushan Kumar Son of Late Shivan Mahto Resident of Mohalla- Adarsh Vihar, Ward No. 30, Sampat Chak, P.S. Ram Krishna Nagar, District- Patna.
11. Ram Ayodhya Bhakta Son of Late Shiv Gulam Bhakta Resident of Mohalla- Adarsh Vihar, Ward No. 30, Sampatchak, P.S. Ram Krishna Nagar, District- Patna.
12. Siddhnath Singh Son of Late Sadaphal Singh Resident of Village- Dilawarpur, Dindir, P.S. Haspura, District- Aurangabad.
13. Sita Ram Prasad Son of Late Rewat Prasad Resident of Mohalla- Subhash Nagar, Road No. 5, Khemnichak, P.S. Ram Krishna Nagar, District- Patna.
14. Rajeshwar Prasad Sinha Son of Late Raghunandan Prasad Singh Resident of Mohalla- Adarsh, Vihar Ward No. 30, P.S. Ram Krishna Nagar, District- Patna.
15. Dayanand Singh Son of Late Sri Singh Resident of Village- Admapur, P.S. Shivsagar, District- Rohtas.
16. Balkeshwar Prasad Son of Late Sahdeo Lal Resident of Village- Maharajganj, P.S. Tilauthu, District- Rohtas.
17. Surendra Bhagat S/o Late Jai Ram Bhagat R/o Village- Ankopur, P.S.- Rampur, District- Arwal.

... .. Petitioner/s

Versus

1. The State of Bihar through its Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Finance Department, Government of Bihar, Patna.
3. The Finance Commissioner, Government of Bihar, Patna.
4. The Principal Secretary, Water Resources Development Department, Government of Bihar, Patna.
5. The Director Cum- Chief Engineer, Water and Land Management Institute (WALMI) Phulwari Sharif, Patna.



... .. Respondent/s

Appearance :

(In Civil Writ Jurisdiction Case No. 16379 of 2019)

For the Petitioner/s : Mr. Anil Kumar Dwivedi, Adv.
For WALMI : Mr. Harshvardhan Shivsundaran, Adv.
For the State : Mr. Vinay Kirti Singh, Sr. Adv.
: Mr. Rajan Prakash, Adv, AC to GA-2

(In Civil Writ Jurisdiction Case No. 19399 of 2019)

For the Petitioner/s : Mr. Anil Kumar Dwivedi
For the Respondent/s : Mr. Vikash Kumar (Sc11)

(In Civil Writ Jurisdiction Case No. 2322 of 2020)

For the Petitioner/s : Mr. Anil Kumar Dwivedi
For the Respondent/s : Mr. Anjani Kumar (Aag4)

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

17 14-11-2024 None appears on behalf of the petitioners. Learned
Advocates for the respondents are present.

2. At the outset, learned Advocate for the Water and Land Management Institute submits at the bar that the issue raised before this Court has already been set at rest by Co-ordinate Bench of this Court in the case of ***Lakshman Kishore & Ors. Vs. The State of Bihar & Ors.*** and other analogous cases bearing C.W.J.C. Nos. 17738 of 2019 and 17772 of 2019. The order passed by the learned Single Judge has also been affirmed by the learned Division Bench of this Court in Letters Patent Appeal No. 107 of 2022 vide order dated 03.07.2024.

3. Adverting to the aforesaid facts, learned Advocate for the WALMI contended that since the issue has already been set at rest by the Division Bench of this Court, the claim of the



petitioner is found to be unsustainable.

4. Considering the fact that the issue has already been set at rest by the Division Bench of this Court, this Court left with no option, but to dismiss the writ petition.

5. The writ petition stands closed in view of the aforenoted decisions of this Court.

(Harish Kumar, J.)

Jyoti Kumari/-

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