

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19 of 2023

1. Rajesh Kumar Son of Chandrika Prasad Resident of Village and P.O.- Fatehpur, P.S.- Akabarpur, District- Nawada.
2. Birendra Kumar, Son of Mauji Lal Resident of Village- Kadirganj, P.S.- Nawada, District- Nawada.
3. Chandan Kumar Vishwakarma, Son of Ram Krishna Vishwakarma Resident of Village- Gopalganj, P.S.- Nawada, District- Nawada.
4. Pankaj Kumar, Son of Rambalak Singh Resident of Village- Fathepur, P.S.- Akabarpur, District- Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education, Government of Bihar, Patna.
2. The Director, Primary Education, Bihar, Patna.
3. The District Magistrate, Nawadah.
4. The District Education Officer, Nawadah.
5. The District Programme Officer (Establishment), Nawadah.
6. The Selection Committee of Panchayat Samiti, Akbarpur, Nawadah, District- Nawadah.
7. The Block Development Officer, Akbarpur Cum Executive Officer, Block Panchayat Samiti, Akbarpur, Nawadah.
8. The Block Education Officer, Akbarpur Block, Akbarpur, Nawadah.
9. Sharvan Kumar, Son of Ram Narain Singh Resident of Village- Bahadurpur, P.O.- Bahadurpur, District- Nawadah (Bihar).
10. Ramji Prasad, Son of Late Ganga Mahto Resident of Village- Kena, P.S.- Muffassil, District- Nawadah (Bihar).
11. Purusottam Kumar, Son of Girijanandan Singh Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
12. Yogendra Prasad, Son of Achutanand Singh Resident of Village- Rame, P.S.- Nadriganj, District- Nawadah (Bihar).
13. Arvind Kumar, Son of Nawal Kishore Prasad Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
14. Arun Kumar Verma, Son of Shyam Sunder Prasad Resident of Village- Hirdayabigha, P.S.- Harnaut, District- Nalanda (Bihar).
15. Ajay Kumar Singh, Son of Awadhesh Kumar Singh Resident of Village- Sikhar, P.S.- Muffassil, District- Nawadah (Bihar).
16. Moti Prasad, Son of Lakhan Prasad Resident of Village- Naridiganj, P.S.- Naridiganj, District- Nawadah (Bihar).
17. Jagdeo Prasad, Son of Ram Chandra Prasad Resident of Village- Akaurh, P.S.- Chandi, District- Nalanda (Bihar).



18. Sunil Kumar, Son of Nawal Kishore Prasad Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
19. Shailendra Kumar, Son of Kedar Nath Singh Resident of Village- Gonawan, P.S.- Nawadah, District- Nawadah (Bihar).
20. Prasidh Kumar, Son of Ramdhani Singh Resident of Village- Dhansura, P.S.- Bathani, District- Nawadah (Bihar).
21. Singeshwar Prasad Singh, Son of Sri Sheo Prasad Singh Resident of Village- Singh Koki Bhawar Pokhar, P.O.- Patna Sadar, District- Patna (Bihar).
22. Birju Prasad, Son of Late Ishwar Mahto Resident of Village- Dharampura, P.S.- Chandi, District- Nalanda (Bihar).
23. Anil Pandey, Son of Kapildeo Pandey Resident of Village- Handia, P.S.- Nadriganj, District- Nawadah (Bihar).
24. Shambhu Sharan, Son of Arjun Singh Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
25. Mahesh Prasad Singh, Son of Muni Singh Resident of Village- Narhat, P.S.- Narhat, District- Nawadah (Bihar).
26. Nawal Kishor Pandey, Son of Mahendra Kishor Pandey Resident of Village- Narhat, P.S.- Narhat, District- Nawadah (Bihar).
27. Birendra Kumar Sinha, Son of Gauri Shankar Prasad Resident of Village- Khapura, P.S.- Mamo, District- Nawadah (Bihar).
28. Anuj Prasad, Son of Rajendra Prasad Resident of Village- Hasepur, P.S.- Osari, District- Nawadah (Bihar).
29. Ravindra Kumar, Son of Kedar Nath Singh Resident of Village- Gonawan, P.S.- Muffassil, District- Nawadah (Bihar).
30. Uday Prasad Singh, Son of Rajendra Prasad Singh Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
31. Sanjeev Kumar, Son of Ram Naresh Resident of Village- New Ara Nawadah, P.O. and P.S.- Nawadah, District- Nawadah (Bihar).
32. Pramod Kumar, Son of Late Gita Singh Resident of Village- Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
33. Jinnat Bano, Daughter of Sabir Ahmed Resident of Village- Mirja Tola, P.S.- Bundelkhand, District- Nawadah (Bihar).
34. Shahabuddin, Son of Abdul Rauf Warsi Resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah (Bihar).
35. Sahnaj Khatoon, Daughter of Md. Salimuddin Resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah (Bihar).
36. Gyasuddin, Son of Md. Salimuddin Resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah (Bihar).
37. Shabana Naaz, Daughter of Md. Idan Resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah (Bihar).
38. Wakil Ahmed, Son of Imamuddin Resident of Village- Akbarpur, P.S.- Akbarpur, District- Nawadah (Bihar).
39. Kumar Jabin, Son of Nazmu Hoda Resident of Village- Akbarpur, P.S.-



Akbarpur, District- Nawadah (Bihar).

40. Gajaja Shahin, Daughter of Md. Mejamuddin Resident of Village- Mahisauri, Ward No.- 13, P.O. and P.S.- Jamui, District- Jamui (Bihar).
41. Afsar Ali, Son of Md. Siyakul Resident of Village- Bari Dargah, P.S.- Bundelkhand, District- Nawadah (Bihar).
42. Shahin Parween, Daughter of Md. Abdul Hasan Resident of Village- Mansagar Patori, P.O.- Fuldih, P.S.- Kauwakol, District- Nawadah (Bihar).
43. Kamaluddin @ Amlaaddin, Son of Abdul Rauf Warsi Resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah (Bihar).
44. Ishrat Bano, Daughter of Md. Islam Resident of Village- Akbarpur, P.O.- Rajhat, P.S.- Akbarpur, District- Nawadah (Bihar).
45. Farhat Naaz, Daughter of Md. Kamruddin Ansari Resident of Village- Rasul Nagar, Gendpur, P.S.- Nawadah, District- Nawadah (Bihar).
46. Sunila Kumar, Daughter of Ram Jagan Singh Chauhan Resident of Village- Maropur, P.S.- Akbarpur, District- Nawadah (Bihar).
47. Parmila Kumari, Daughter of Hari Nandan Prasad Resident of Village- Amawan, P.S.- Rajauli, District- Nawadah (Bihar).
48. Priyanka Kumari, Daughter of Shashi Bhushan Kumar Sharma Resident of Village- Ohari, P.O.- Ohari, P.S.- Nawadah, District- Nawadah (Bihar).
49. Sarita Kumari, Daughter of Sheolal Paswan Resident of Village- Daudpur, P.O.- Fatehpur, P.S.- Akbarpur, District- Nawadah (Bihar).
50. Suchita Kumari, Daughter of Indradeo Prasad Resident of Village and P.O.- Amba, P.S.- Akbarpur, District- Nawadah (Bihar).
51. Rubi Kumari, Daughter of Shri Deo Narain Upadhyay Resident of Village and P.O.- Poari, P.S.- Harnaut, District- Nawadah (Bihar).
52. Ratan Kumar, Son of Arjun Chaudhary Resident of Village- Barauli, P.S.- Narhat, District- Nawadah (Bihar).
53. Sanjeev Kumar, Son of Kedar Singh Resident of Village- Hasda, P.O.- Badhauna, P.S.- Hisua, District- Nawadah (Bihar).
54. Nirmala Kumari, Daughter of Kaushlendra Kumar Resident of Village- Warat, P.O.- Saraye, P.S.- District- Nawadah (Bihar).
55. Sindhu Rani, Wife of Ram Anugrah Singh Resident of Village- Orahanpur, P.S.- Nawadah, District- Nawadah (Bihar).
56. Seema Kumari, Daughter of Ramlagan Singh Resident of Village- Baksanda, P.S.- Akbarpur, District- Nawadah (Bihar).
57. Baby Kumari, Daughter of Dasrath Chaudhary Resident of Village- Sanokhara, P.S.- Akbarpur, District- Nawadah (Bihar).
58. Arvind Kumar, Son of Ramlagan Singh Resident of Village- Iangta, P.S.- Warsaliganj, District- Nawadah (Bihar).
59. Usha Kumari, Daughter of Badri Pandit Resident of Village- Gondapur, P.O. and P.S.- Nawadah, District- Nawadah (Bihar).
60. Ravindra Prasad, Son of Late Raghunanda Prasad Resident of Village- Bhubhi, P.O.- Sasraudha, P.S.- Nagarnausa, District- Nawadah (Bihar).



61. Rita Kumari, Daughter of Jagdish Prasad Resident of Village- Makdanbigha, P.S.- Chandi, District- Nalanda (Bihar).
62. Manorama Kumari, Daughter of Surendra Kumar Resident of Village- Pokhar, P.S.- Akbarpur, District- Nawadah (Bihar).
63. Simpall Kumari, Daughter of Parmeshwar Prasad Resident of Village- Malikpur, P.O.- Nemdarganj, P.S.- Akbarpur, District- Nawadah (Bihar).
64. Nisha Sinha, Daughter of Anil Kumar Resident of Village and P.O.- Maldah, P.S.- Barbigha, District- Sheikhpura (Bihar).
65. Kanchan Kumari, Daughter of Surendra Kumar Resident of Village- Chiraiya, P.O.- Samwe, P.S.- Warsaliganj, District- Nawadah (Bihar).
66. Niwesh Kumar, Son of Sri Pankaj Kumar Resident of Village and P.O.- Bajardih, P.S.- Jamui, District- Jamui (Bihar).
67. Puja Kumari, Daughter of Jai Prakash Singh Resident of Village- Koriauna, P.S.- Saiiao, District- Nalanda (Bihar).
68. Shayam Sunder Kumar Yadav, Son of Mabir Prasad Yadav Resident of Village- Pokhar, P.S.- Akbarpur, District- Nawadah (Bihar).
69. Anil Chaudhary, Son of Bandhu Chaudhary Resident of Village- Smraitha, P.S.- Samrig, District- Nawadah (Bihar).
70. Pushplata Kumari, Daughter of Dwarika Prasad Resident of Village- Mahuli, P.O.- Sisma, P.S.- Nawadah, District- Nawadah (Bihar).
71. Ranjeet Kumar, Son of Mahesh Prasad Singh Resident of Village and P.O.- Narhat, P.S.- Narhat, District- Nawadah (Bihar).
72. Rubi Kumari, Wife of Sita Ram Resident of Village- Mahabra, P.S.- Govindpur, District- Nawadah (Bihar).
73. Uday Prabhkar, Son of Madan Mohan Pandey Resident of Village- Angar, P.S.- Ekangarsarai, District- Nalanda (Bihar).
74. Arjun Chaudhary, Son of Narayan Chaudhary Resident of Village- Mahuar Khurd, P.O.- Shandhi, P.S.- Buniyadganj, District- Gaya (Bihar).
75. Smita Kumari, Daughter of Sri Sagar Mistri Resident of Village and P.O.- Mongal Kuan, P.S.- Biharsharif, District- Nalanda (Bihar).
76. Rakesh Kumar, Son of Umesh Prasad Sharma Resident of Village- Ashta, P.O.- Ashta, P.S.- Tharthari, District- Nalanda (Bihar).
77. Sunita Kumar Daughter of Sita Ram Resident of Village- Mahavra, P.S.- Govindpur, District- Nawadah (Bihar).
78. Ajay Kumar, Son of Sri Bhola Singh Resident of Village- Siuar, P.S.- Roh, District- Nawadah (Bihar).
79. Rajnish Kumar, Son of Arvind Prasad Singh Resident of Village- Samrigarh, P.S.- Govindpur, District- Nawadah (Bihar).
80. Uday Ram, Son of Ramjit Ram Resident of Village- Sishar, P.S.- Muffassil, District- Gaya (Bihar).
81. Aditya Narain Singh, Son of Shiv Nandan Singh Resident of Village- Sevaiya, Gopalpur, P.S.- Akbarpur, District- Nawadah (Bihar).
82. Sushila Kumari, Daughter of Narain Prasad Singh Resident of Village-



- Jalalpur, Gunjachak, P.S.- Chandi, District- Nalanda (Bihar).
83. Kushum Lata, Daughter of Krishnakant Chaudhary Resident of Village- Mosma, P.S.- Warsaliganj, District- Nawadah (Bihar).
 84. Karyanand Kumar, Son of Surendra Kumar Resident of Village and P.O.- Sangma, P.S.- Aliganj, District- Jamui (Bihar).
 85. Arun Ravidas, Son of Preman Ravidas Resident of Village and P.O.- Dariyapur, P.S.- Warsaliganj, District- Nawadah (Bihar).
 86. Sanjay Kumar, Son of Ramautar Prasad Resident of Village- Bishay Bigha, P.S.- Ekangarsarai, District- Nalanda (Bihar).
 87. Kumari Anamika, Daughter of Ravindra Prasad Resident of Village- Bhagwanpur, P.S.- Chandi, District- Nalanda (Bihar).
 88. Pramila Kumari, Daughter of Harinandan Prasad Amawan Resident of Village- Rajauli, P.S.- Rajauli, District- Nawadah (Bihar).
 89. Satish Kumar, Son of Ramesh Prasad Resident of Village- Bhadauni, P.S.- Nawadah, District- Nawadah (Bihar).
 90. 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).
 91. Renu Devi, Daughter of Late Latan Singh, Wife of Pradeep Singh Pramukh Cum Chairman, Teachers Employment Committee, Prakhanda- Akbarpur, District- Nawadah.
 92. Anant Kumar, Son of not known Ex. Block Education Officer, Block- Akbarpur, District- Nawadah at present Block Education Officer, Nawanagar, District- Buxar (Bihar).

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Bhola Kumar
For the Respondent/s : Mr.Prabhakar Jha (Gp 27)

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL JUDGMENT

Date : 27-06-2024

Heard learned counsel for the petitioners and
learned counsel for the State.

2. By filing the present writ application, the
petitioners have prayed for issuance of an appropriate
writ(s)/order(s)/ direction(s) as the facts and circumstances of
the instant case may require so as to grant the following



relief(s):

“i) To quash the appointment letter Nos. 298 to 378, all dated 03.08.2015 issued by the Block Development Officer-cum-Secretary Prakhanda Teacher Appointment Unit, Akbharpur, Nawada by which the respondent 2nd Set (respondent Nos. 09 to 89) have been informed that they would be appointed as Prakhanda Teachers and for which they have to furnish their consent letters (Annexure-2 Series).

ii) To direct upon the respondent 1st Set (State Respondents) to appoint the petitioners as Prakhanda Teachers in Akbharpur Block, District-Nawada in terms of Annexure-1.

iii) To pass any other order/orders in shape of a consequential relief to which the petitioners may be found to be entitled in the facts and circumstances of the present case.”

3. Learned counsel appearing for the petitioners submits that similar matter was under consideration of this Court in C.W.J.C. No. 18212 of 2015 (Sujeet Kumar & Ors vs. the State of Bihar & Ors.) which was disposed of vide order dated 19.02.2024 with a direction to the petitioners and the respondents therein to appear before the District Teachers Appellate Authority, Nawada, who was to consider the issue and dispose of the same as expeditiously as possible after hearing the parties.



4. From the aforesaid, it is evident that a co-ordinate Bench of this Court has remanded the case of the petitioners of C.W.J.C. 18212 of 2015 (Sujeet Kumar & Ors vs. the State of Bihar & Ors.) to the District Teachers Appellate Authority, Nawada and since the case of the petitioners stands on similar footing to that of the petitioners of C.W.J.C. 18212 of 2015, there is no requirement to keep pending the present writ application.

5. In view of the submissions made by learned counsel for the petitioners, I also remand the matter to the District Appellate Authority, Nawada for consideration of the case of the petitioners herein and direct the District Appellate Authority, Nawada to consider the case of the petitioners and dispose the same as expeditiously as possible after hearing the parties.

6. With the aforesaid direction and observation, this writ application stands disposed of.

(Anjani Kumar Sharan, J)

anand/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	02.07.2024
Transmission Date	NA

