

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.112 of 2021

In
Civil Writ Jurisdiction Case No.2560 of 2017

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1. The State of Bihar. Bihar.
 2. The Director, Secondary Education Dept. Govt. of Bihar, Patna.
 3. The Deputy Director, Secondary Education, Department of Education, Govt. of Bihar, Patna.

... .. Appellant/s

Versus

1. The Bihar Staff Selection Commissioner through Secretary, P.O. Veterinary College, Patna.
2. The Secretary, Bihar Staff Selection Commissioner, P.O. Veterinary College, Patna.
3. Ramprit Thakur and Ors Son of Late Khushi Lal Thakur, resident of Village Bardahi, P.O.- Bardahi, Andhara, Distt. - Madhubani Roll No. 99200146.
4. Anil Kumar Pandey, Son of Sri Saryug Pandey, resident of Village - Amber, POPS - Bihar Sharif, Distt. - Nalanda Roll No. 99200076.
5. Jaymani Pandey, Son of Mukund Dev, resident of Village- Murarpur, PO Kapasibhapa, PS - Hilsa, Distt. - Nalanda Roll No. 99200258.
6. Vijay Shankar Pandey, Son of Kailash Pandey, resident of Village - Murarpur, PO.- Kashyama, PS - Hilsa, Distt. - Nalanda. Roll No. 99200112.
7. Vivekanand Choudhary, Son of Bhola Nath Choudhary, resident of Village Jayprakash Nagar, P.O.- Khagariya, PS Distt. - Khagarya Roll No. 9200212.
8. Mahendra Pandey, Son of Sri Ramdeo Pandey, resident of Village - Choti Paithana, P.O.- Badi Paithana, Via - Islampur, Distt. - Nalanda Roll No. 99200302.
9. Arun Kumar Pandit, Son of Raj Kishore Pandit, resident of Village- Kharika, PO- Bhalunidham, PS - Natwar, Distt. - Rohtas Roll No. 99200053.
10. Sanjay Kumar, Son of Bhagwat Yadav, resident of Village - Tulapatti, PO Parsa, P.S. - Kishanpur, Distt. - Supaul Roll No. 99200150.
11. Shashi Bhushan Pandey, Son of Janardan Pandey, resident of Village Post Bhagan Bigha, P.S. Rahui, Distt. Nalanda Roll No. 99200195.
12. Kamlesh Sharma, Son of Nageshwar Sharma, Vill.- Tarapar P.O.- Sirnawa, Block - Chandi, Distt. - Nalanda Roll No. 99200193

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr.P.K.Shahi, Advocate General Mr.Ram Vinay Pd. Singh, Ac To Ga 12
For the Respondent/s	:	Mr.



CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

4 25-02-2025 Pursuant to earlier order dated 11.02.2025, Law
Secretary is present in the Court.

2. Learned Advocate General after perusal of the records submitted that there is no opinion for filing LPA. On the other hand, department officials have proceeded to file LPA.

3. Be that as it may, reading of the learned Single Judge order dated 16.07.2019 read with our previous order dated 11.02.2025. It is a clear case for imposition of cost as well as taking necessary action against officer by name *Chandra Shekhar Prasad Sharma* who was the then Deputy Director (Secondary Education) Bihar, Patna for violating procedural aspects insofar as filing LPA and so also for filing frivolous LPA. In this regard, the Competent Authority is hereby directed to initiate inquiry under relevant rules and conclude the same within a period of six months from the date of receipt of this order and inform the decision of the disciplinary proceedings to this Court.

4. Accordingly, the present LPA No. 112 of 2021 stands dismissed with cost of Rs. 10,000/- (Rupees Ten



Thousand Only). Cost shall be remitted in the Lawyers’
Association Welfare Benevolent Fund, Patna bearing Account
No. 7801893276, IFSC Code- IDIB0001501.

(P. B. Bajanthri, J)

(Sunil Dutta Mishra, J)

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