

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.252 of 2023

In
Civil Writ Jurisdiction Case No.8050 of 2020

-
1. Naresh Ram Son of Parikha Ram, Resident of Village- Bihta Harijan Tola, P.S.- Bihta, District- Patna.
 2. Rana Pratap Singh Son of Suryapal Singh, Resident of Village- Kathar Arak, P.S.- Krishan Braham and District- Buxar.
 3. Ravi Ranjan Kumar Singh Son of Ram Yadik Singh, Resident of Village- Jonha, P.S.- Karpi, District- Arwal.
 4. Krishna Kant Kumar Son of Ram Yadik Singh, Resident of Village- New Bazar, P.S.- Mehandia, District- Arwal.
 5. Arun Kumar Singh Son of Purushotam Singh, Resident of Village- Barwa, P.S.- Lakhora, District- East Champaran.
 6. Md. Jawaaid Khan Son of Md. Zamin Ali Khan, Resident of Village- Tajpur Kurrah, P.S.- Dildar Nagar, District- Ghazipur, (U.P.)
 7. Balam Sharma Son of Kunkun Sharma, Resident of Gandhinagar, P.S.- Masaurhi, District- Patna.
 8. Ashok Singh Kuntia Son of Sursingh Kuntia, Resident of Village- Harira, P.S.- Tonto Dalki, District- West Singhbhum, Jharkhand.
 9. Bed Narayan Singh Son of Ramlayak Singh, Resident of Village- Sarna, P.S.- Shahpur, District- Bhojpur.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Home Department, Govt. of Bihar, Patna.
2. The Director General of Police, Patel Bhawan, Baily Road, Patna, Bihar.
3. The Director General, Bihar Military Police, Patel Bhawan, Baily Road, Patna, Bihar- cum- Chairman of the Committee.
4. The Inspector General of Police, Budget/ Appeal/ Welfare, Bihar, Patna.
5. The Inspector General of Police (Head Quarter), Patel Bhawan, Baily Road, Patna, Bihar.
6. The Deputy Inspector General of Police, Bihar Military Police, Central Range, Patna.
7. The Principal Secretary, Finance Department, Govt. of Bihar, Patna.
8. The Commandant, Bihar Military Police-12, Saharsa, IRB-2, Battalion Headquarter at Bhimnagar, Birpur, District- Supaul.
9. Pampal Kumar Singh Son of Surendra Singh, Resident of Village- Bijrukh, P.S.- Athmalgola, District- Patna.



10. Ram Bilash Rajak Son of Puran Rajak, Resident of Village- Ghaushpur, Kusmaha, P.S.- Shambhuganj, District- Banka.
11. Satyendra Kumar Son of Late Nathuni Mahto, Resident of Village- Shivnagar, P.S.- Kasim Bazar, District- Munger.
12. Janju Kisku Son of Baiju Kisku, Resident of Kirdayganj, Ward No.-6, P.S.- Hirdayganj, District- Katihar.
13. Sukdev Pandit Son of Ganesh Pandit, Resident of Village- Kurman, P.S.- and District- Godda, Jharkhand.
14. Suman Mishra Son of Chandra Bhushan Mishra, Resident of Village- Mangalwar, P.S.- Bhargama, District- Araria.
15. Raj Kumar Ram Son of Awadh Bihar Ram, Resident of Village- Baheri, P.S.- and District- Kaimur.

... .. Respondent/s

with
Letters Patent Appeal No. 333 of 2023
In
Civil Writ Jurisdiction Case No.6910 of 2020

1. Md. Shamsheer Ali Khan Son of Md. Salawdin Khan, Resident of village- Ranisagar, P.S. and District- Bhojpur.
2. Md. Alijan Khan Son of Ismael Khan, Resident of village- Tukupani Gurgurchuan, P.S.- Tupudega, District- Simdega, Jharkhand.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Home Department, Govt. of Bihar, Patna.
2. The Director General of Police, Patel Bhawan, Bailey Road, Patna, Bihar.
3. The Director General, Bihar Military Police, Patel Bhawan, Bailey Road Patna, Bihar-cum- Chairman of the Committee.
4. The Inspector General of Police, Budget/ Appeal/ Welfare, Bihar, Patna.
5. The Inspector General of Police (Head Quarter), Patel Bhawan, Bailey Road, Patna, Bihar.
6. The Deputy General Inspector of Police, Bihar Military Police, Central Range, Patna.
7. The Principal Secretary, Finance Department, Govt. of Bihar, Patna.
8. The Commandant, Bihar Military Police- 8, Camp, Katihar.
9. Shiv Charan Singh Son of Ganesh Singh, Resident of village- Chokiyan, Purana Bhojpur, P.S.- Brahampur, District- Buxar.
10. Ramashish Sah Son of Late Biranchi Sah, Resident of village- Pachrukhi,



P.S.- Belhar, District- Banka.

11. Munilal Besra Son of Late Munshi Besra, Resident of village- Oli Tola Chunapur, P.S.- K. Hat, District- Purnea.
12. Rambabu Bhagat Son of Late Kamal Bhagat, Resident of village- Fatua, Pakaria, P.S.- Pakaria, District- East Champaran.
13. Satyanand Tiwari Son of Jaymangal Tiwari, Resident of village- Mehrauli, P.S. and District- Saran.

... .. Respondent/s

Appearance :

(In Letters Patent Appeal No. 252 of 2023)

For the Appellant/s : Mr.Abhay Shankar Singh, Advocate

For the Respondent/s : Mr.Sanjay Kumar Ghosarvey, AC to AAG-3

(In Letters Patent Appeal No. 333 of 2023)

For the Appellant/s : Mr.Abhay Shankar Singh, Advocate

For the Respondent/s : Mr.Sanjay Kumar Ghosarvey, AC to AAG-3

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

8 01-05-2025 Re.: Interlocutory Application No. 1/2023 (in LPA
No. 252 of 2023)

The learned Advocate for the appellants presses the
afore-noted interlocutory application for condoning the delay of
01 year 08 months and 13 days in preferring this appeal.

2. For the reasons stated in the application, the delay
of 01 year 08 months and 13 days in preferring this appeal is
condoned.

3. I.A.No. 1/2023 stands allowed.

Re.: Interlocutory Application No. 1/2023 (in LPA
No. 333 of 2023)



4. The learned Advocate for the appellants presses the afore-noted interlocutory application for condoning the delay of 01 year 08 months and 21 days in preferring this appeal.

5. For the reasons stated in the application, the delay of 01 year 08 months and 13 days in preferring this appeal is condoned.

6. I.A.No. 1/2023 stands allowed.

Re.: LPA No. 252/2023 and LPA No. 333/2023

7. Both the appeals have been taken up together. Though there has been delay of more than a year in preferring these appeals, but considering the fact that in similar circumstances, against the same order of the Government, a judgment has been delivered in LPA No. 431 of 2021, giving the benefit to employees who are similarly situated as the appellants.

8. In that view of the matter, we dispose off these two appeals by observing that with the clear stand of the respondents/State of according the benefit to the appellants also, there would be no requirement of passing any fresh order in the afore-noted appeals.

9. It is expected that the implementation of the Division Bench judgment shall be executed at the earliest.



10. Both the appeals are disposed off accordingly.

(Ashutosh Kumar, ACJ)

(Partha Sarthy, J)

Sujit/Manoj

U			
---	--	--	--

