

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.438 of 2021
In
Civil Writ Jurisdiction Case No.2205 of 2020

1. The State of Bihar.
2. The Additional Chief Secretary-cum-Principal Secretary, Education Department, Government of Bihar, Patna.
3. The Director, Primary Education, Education Department, Bihar Patna.
4. The District Magistrate, Gaya.
5. The Regional Deputy Director of Education, Magadh Division, Gaya.
6. The District Education Officer, Gaya.
7. The District Programme Officer (Establishment), Gaya.
8. The Block Education Officer, Block - Konch, District - Gaya.
9. The District Treasury Officer, Gaya.

... .. Appellant/s

Versus

Md. Ghulam Rabbani S/o Late Md. Shafi Ahmad, R/o Village - Jahana, P.S.-
Konch, District - Gaya. At present residing at Raja Bagicha, Rafiganj, District
- Aurangabad.

... .. Respondent/s

Appearance :

For the Appellant/s	:	Ms. Binita Singh, SC 28 Mr. Nishant Kumar Jha, AC to SC 28
For the Respondent/s	:	Mr. Umesh Kumar Mishra, Advocate

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

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

9 13-05-2025 Appellants have assailed the order of the learned

Single Judge dated 20.02.2020 passed in CWJC No. 2205 of

2020 on the score that cited decision in the order dated

20.02.2020 *namely* CWJC No. 7322 of 2017 (**Abdus Samad vs.**
The State of Bihar and Others) is not relevant to the case in

hand. Factual aspect of the respondent - *Md. Ghulam Rabbani*



case is not similar to that of **Abdus Samad** case (cited *supra*),
in such an event, appellants have a remedy of filing civil review
and not LPA. Accordingly, present LPA No. 438 of 2021 stands
disposed of reserving liberty to the appellants to invoke remedy
of filing civil review petition.

(P. B. Bajanthri, J)

(S. B. Pd. Singh, J)

GAURAV S./-

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