

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17231 of 2024

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Pramod Kumar Singh S/O Late Ramanand Singh Resident of Flat No.- A-31,
R.D. Towerl, New Punaichak, P.S.- Shastrinagar, District-Patna-800023.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Department of Revenue and Land Reform, Government of Bihar, Patna.
2. The Divisional Commissioner, Saran
3. The Collector, Siwan
4. The Secretary, State Schedule Tribe Commission, Bihar, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh, Advocate/
For the Respondent/s : Mr. Government Pleader 04

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

8 16-12-2025 The present writ application has been filed in the

form of a Public Interest Litigation (PIL) for the following

relief:

*“1. That this writ application by way of
Public Interest Litigation is being filed for issuance
of Writ of Mandamus directing the Respondent
No.1 and 3 i.e., Additional Chief Secretary Revenue
and Land Reform, Bihar, Patna and the Collector,
Siwan to dispose off the representation dated
29.05.2024 as contained in Annexure-P 2 of this
application, filed for compliance of
recommendation dated 03.07.2023 given by the
Chairman, State Schedule Tribe Commission,*



Bihar, Patna by which it was recommended to open a residential school for Schedule Tribe Class children in Circle - Siswan, Halka- Raipur, Mauja- Dera ka Bangra, Khata No.- 164, Khesara No.- 606, Aria- 11 Bigaha 12 Kattha in which 5 Akad, Type of land - Gaiur Mazarua khash land in District- Siwan so that population of eighty seven thousand Schedule Tribe Children may get their proper education.

The petitioner also prays for the issuance of writ/writs, direction/directions, order/orders in her favor in the facts and circumstances of this case.”

2. A counter affidavit has been filed on behalf of respondent No. 3, the relevant paragraphs of which are extracted hereinbelow:

“11. That it is pertinent to bring on record that at present the answering respondent i.e. the Department of Schedule Caste and Scheduled Tribe Welfare is running 25 residential schools with an overall capacity of 11,600 students in 9 different districts. Additionally, the answering respondent is also running 66 different schools in 38 different districts for Schedule Caste students.

13. That further, to cater the Scheduled Tribe students in other Blocks and Districts the answering respondent devised a policy which was communicated to all the concerned stakeholders vide Letter No. 3966 dated 28.06.2023 by the Secretary, SC/ST Welfare Department wherein it has been



categorically decided that in all the "Dr. Bhim Rao Ambedkar Residential School for Schedule Caste students, 10% seats shall be reserved for Scheduled Tribe students and vice-versa and only in case where the seats are vacant, seats shall be registered by the Schedule Caste students."

3. Upon consideration of the statements made in the counter affidavit, it is evident that the issue raised in the writ application relates to a policy decision taken by the Department of Scheduled Caste and Scheduled Tribe Welfare, which takes into account several factors, including the population of Scheduled Tribe students in the concerned areas.

4. In view of the aforesaid facts and circumstances, we find no reason to pass any further order in the present matter.

5. Accordingly, the present writ application stands disposed of.

6. Pending application(s), if any, shall stand disposed of.

(Sudhir Singh, ACJ)

(Alok Kumar Pandey, J)

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