

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.24018 of 2019

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Hari Kishor Mahto, son of Phekan Mahto, Resident of Village- Muraul, P.S. Parsauni, Anchal Parsauni, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home, Government of Bihar, Old Secretariat, Patna.
2. The District Magistrate-cum- Collector, Sitamarhi.
3. The Superintendent of Police, Sitamarhi.
4. The Sub- Divisional Officer, Sitamarhi.
5. The Circle Officer Parsauni, District- Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Naresh Prasad, Advocate
For the Respondent/s : Mr. Dhurandra Kumar, AC to GP-5

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 09-07-2025 Heard the parties.

2. Learned Advocate for the petitioner and the State fairly submitted that the issue raised before this Court has already been settled by a decision of the learned Division Bench of this Court in L.P.A. No. 508 of 2022. [*Devmuni Paswan vs. The State of Bihar & Ors.*] reported in **2023 (2) PLJR 425**, wherein clause 5(7) of the Bihar Chaukidar Cadre (Amendment) Rules, 2014 was declared *ultra vires* and violative of Articles 14 and 16 of the Constitution of India. The challenge to the order passed by the learned Division Bench also failed before the Hon'ble Supreme Court in Special



Leave to Appeal (c) No. 12954 of 2023 and Special Leave to Appeal No. 18983 of 2023.

3. In view of the aforesaid facts, no relief can be granted to the petitioner.

4. The writ petition accordingly stands dismissed.

(Harish Kumar, J)

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