IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.581 of 2023

In

Civil Writ Jurisdiction Case No.7222 of 2021

CNR No. BRHC010352952023

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1. Sunanda Devi Wife of Late jay Prakash Singh Resident of Village- Gamhariya, P.S.- Raxaul, District- Motihari (East Champaran)
2. Binay Kumar Jha Son of Late Nagendra Jha Resident of Village- Shihorwa, P.S.- Ramgadhwa, District- Motihari (East Champaran)
3. Sujata Singh Wife of Sachitanand Singh Resident of Village- Bara Shankar, P.S.- Patahi, District- Motihari (East Champaran)
4. Krishnawati Devi Daughter of Ramlakhan Bhagat, Resident of Village- Karjaniya, P.S.- Mairwa, District- Siwan
5. Daizy Kumari Daughter of Motilal Ram Resident of Village- Ward no. 15, Nanaura, P.S.- Ghorasahan, District- Motihari (East Champaran)
6. Krishna Murari Son of Late Shyamakant Pandey Resident of Village- Bangra, P.S.- Kotwa, District- Motihari (East Champaran)
7. Dilsad Ahmad Son of Saiyad Akhtarul Imam, Resident of Village- Rampur Bairy, P.S.- Keshariya, District- Motihari (East Champaran)
8. Rahamtun Nesha Wife of Sheikh Adnan Resident of Village- Ward No.11, Sheikh Toli Nimoi, P.S. Sugauli, District-Motihari (East Champaran)
9. Vijay Kumar Rajak Son of Ramswarup Baitha Resident of Village- Bishunpur, P.S.- Kotwa, District- Motihari (East Champaran)
10. Gulshan Ara Wife of Faijullah Hussain Resident of Village- Sugauli, P.S.- Sugauli, District- Motihari (East Champaran)
11. Sayada Khatoon Daughter of Mohammad Sharif Ansari Resident of Village- Dumra, P.S.- Kotwa, District- Motihari (East Champaran)
12. Noorjahan Begam Wife of Md. Naushad Alam Resident of Village- Kesharia, P.S.- Kesharia, District- Motihari (East Champaran)
13. Gulnaz Begam D/o Md. Aarif Resident of Village- Semrahiya, P.S.- Chhauradano, District- East Champaran
14. Nekhat Afroz D/o Abdul Aziz, Resident of Village- Jhatw, P.S.- Banjariya, District- East Champaran (Motihari)
15. Simpy Kumari Wife of Suresh Kumar Singh Resident of Village- Madhurapur, P.S.- Lalganj, District- Vaishali
16. Yasmin Sultana Daughter of Md. Gayasuddin Resident of Village- Janerwa, P.S.- Banjariya, District- Motihari (East Champaran)

... ... Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Government of Bihar, Patna
2. The Principal Secretary, Education Department, Government of Bihar, Patna

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3. The Director, Primary Education , Government of Bihar, Patna Primary Education , Government of Bihar, Patna
4. The District Education Officer, District East Champaran, Motihari
5. The District Programme Officer (Establishment) East Champaran (Motihari)
6. The Additional Secretary cum Conducting Officer, National School of Open Schooling (NIOS), Department of Education, Bihar, Patna
7. Union of India through the Secretary, Ministry of Human Resources, Government of India, Central Secretariat, New Delhi
8. The Secretary, Ministry of Human Resources, Government of India, Central Secretariat, New Delhi.
9. The Director (Evaluation) National Institute of Open Schooling A-24-25, Institutional Area, Sector-62, Noida-201308 (U.P.).
10. National Institute of Open Schooling, through its Regional Director, Lalit Bhawan, Bailey Road, Patna.
11. The Regional Director, National Institute of Open Schooling, Lalit Bhawan, Bailey Road, Patna.
12. Reena Singh Daughter of Bindhyachal Singh Resident of Village- Banjariya, P.S.- Banjariya, District- Motihari (East Champaran)
13. Abha Devi Wife of Ashok Kumar Verma Resident of Village- Ward no. 30, Gayatri agar, P.S.- Nagar Motihari, District- Motihari (East Champaran)
14. Chiranjeev Kumar Jha Son of Late Nandkishor Jha Resident of Village- Gujroul, P.S.- Patahi, District- Motihari (East Champaran)
15. Ritesh Kumar Jha Son of Late Nawal Kishor Jha Resident of Village- Sukhi Semra, P.S.- Palwana, District- Motihari (East Champaran)
16. Kumari Manju Srivastava Wife of Rajkishor Prasad Resident of Village- Shyampur Block Colony, P.S.- Adapur, District- Motihari (East Champaran)
17. Pinki Kumari Daughterof Brijkishor Singh Resident of Village- Murtiya, P.S.- Adapur, District- Motihari (East Champaran)
18. Usha Kumari Wife of Jitendra Kumar Resident of Village- Shobhitapur, P.S.- Rajopur, District- Motihari (East Champaran)
19. Rambahadur Singh Son of Jagdish Singh Resident of Village- Belwa, P.S.- Harpur, District- Motihari (East Champaran)
20. Priyanka Kumari Wife of Sikandar Mishra Resident of Village- Ahirauliya, P.S.- Kotwa, District- Motihari (East Champaran)
21. Alash Sabah Wife of Vbdul Manan Resident of Village- Mathwa, P.S.- Turkauliya, District- Motihari (East Champaran)
22. Jishan Ali Son of Irfan Ahmad Resident of Village- Garhia, P.S.- Mehsi, District- Motihari (East Champaran)
23. Robiya Khatoon Wife of Md. Kalimullah Resident of Village- Kodariya Bazar, P.S.- Patahi, District- Motihari (East Champaran)
24. Satyendra Kumar Son of Harif Ram Resident of Village- Mokhlishpur, P.S.- Banjariya, District- Motihari (East Champaran)
25. Shamshujoha Son of Abdush Sattar, Resident of Village- Lakshmipur, P.S.-

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Sugauli, District- Motihari (East Champaran)

26. Sheikh Adnan Son of Sheikh Naeim Resident of Village- Bharwa Tola, P.S.- Chanpatiya, District- Motihari (East Champaran)

27. Sanjucta Kumari Daughter of Sarswati Prasad Pandey Resident of Village- New Chandramari near Braham Sthan, P.S.- Motihari Sadar, District- East Champaran

28. Arbind Kumar Son of Bipin Bihri, Resident of Village- Malahi, P.S.- Malahi, District- East Champaran (Motihari)

... ... Respondent/s

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Appearance :
For the Appellant/s : Mr.Alok Kumar Singh, Adv.
For the State : Mr. Bindhyachal Rai, AAG-15

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
and
HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH)

3 28-10-2026 The present appeal has been filed by the appellants against the judgment dated 19.10.2022, passed in CWJC No. 7222 of 2021 and other analogous cases.

2. The learned counsel for the appellants fairly submits that the present appeal has been rendered infructuous during the interregnum period on account of passing of an order dated 28.07.2026 by the Hon'ble Apex Court in **SLP(C) No.25298 of 2023** (**Abdul Baqui Ansari and Ors vs. Union of India and Ors**) and other analogous cases inasmuch as such candidates who were in service on 31.03.2015, have been allowed time to acquire the D.El.ED qualification on or before 31.08.2028 and have been

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allowed to continue, so that they are given time to acquire the qualification on or before 31.08.2028, hence it is submitted that the present appeal be disposed of.

3. Accordingly, we deem it fit and proper to dispose of the present appeal while taking note of the aforesaid submissions advanced by the learned counsel for the appellants.

4. Consequently, all the pending I.As also stand disposed of.

(Mohit Kumar Shah, J)

(Sourendra Pandey, J)

Ajay/-

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