

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7527 of 2025

1. Amarendra Paswan @ Amrendra Paswan @ Amrendra Kumar Paswan Son of Krishna Nath Paswan, Resident of Village Bharauli, P.O. - Dumarhar, P.S. Guthani, District - Siwan.
2. Kanchan Kumar Sharma Son of Jay Shankar Sharma, Resident of Village Barapaliya, P.S.- Balua, Block/ P.S. - Guthani, District - Siwan.
3. Akhter Ansari @ Akhtar Ansari Son of Ishahaque Ansari @ Isteyak Ansari Resident of Village - Barapaliya, P.O. - Balua, Block / P.S. - Guthani, District - Siwan.
4. Satyanand Chaudhari Son of Srikant Chaudhari, Resident of Village Barapaliya, P.O. Balua, Block / P.S. Guthani, District - Siwan.
5. Nikhil Kumar Rai Son of Yogendra Rai, Resident of Village Dumarhar Bujarg, Post Dumarhar Khurd, P.S. - Darauli, District - Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home, Govt. of Bihar, Patna.
2. The Director General of Police, Govt. of Bihar, Patna
3. The Director General, Home Guards, Govt. of Bihar, Patna,
4. The District Magistrate, Siwan.
5. The Superintendent of Police, District - Siwan.
6. The District Commandant, Home Guard, Siwan, District -Siwan.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Bijay Prakash Singh, Advocate
For the Respondent/s	:	Mr. Manoj Kumar Ambastha, SC-26
		Mr. Santosh Kumar Mishra, AC to SC-26
		Mr. Divit Vinod, Ac to SC-26

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL JUDGMENT
Date : 02-04-2026

Heard learned Counsel for the petitioners and learned
Counsel for the State.

2. The present writ petition has been filed by the
petitioners for issuance of a writ in the nature of mandamus



directing the respondent authorities to consider the case of the petitioners to select as Home Guard Panel in the district of Siwan, in terms of Advertisement No.02 of 2011 dated 30.07.2011.

3. Learned Counsel for the petitioners submits that petitioners were appeared in the selection process for the post of Home Guard in Advertisement No.2 of 2011 dated 30.07.2011, in which they were found suitable and name of all the petitioners figured in the merit list. They have also appeared in physical and other tests, but till now they were not considered by respondent No.6. Counsel submits that there are still nine vacant seats are present in the district of Siwan. Counsel submits that this Hon'ble Court in CWJC No.159 of 2018 along with analogous cases and in CWJC No.4259 of 2025 pleased to direct the respondent authorities to consider the case of the respective petitioners. Counsel submits that the case of the present petitioner is exactly similar to those cases.

4. Learned counsel for the State submits that counter has not been received and at this juncture he rested himself to argue anything on merit but he fairly submits that case may be disposed off for consideration before the respondent No.4 that in case the petitioners' case is exactly similar to those cases, then



in this matter a decision may be taken by respondent No.4, the District Magistrate, Siwan.

5. In the light of the submissions made and considering those orders annexed in the present writ petition as Annexures-4 and 5, this Court hereby disposed off the writ petition directing the petitioners to file a detailed representation before respondent No.4, the District Magistrate, Siwan, who shall pass a reasoned and speaking order with regard to the petitioners upon filing of fresh representation by them within 30 days from today.

6. If the District Magistrate, Siwan (respondent No.4), finds that the case of the petitioners are exactly similar to the case of those petitioners then he shall follow Clause 4C of the Bihar State Litigation Policy, 2011 and following the guidelines made in the litigation policy shall take decision in accordance with law subject to availability of vacancy within 90 days from today.

(Dr. Anshuman, J)

Mkr./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	04.04.2026
Transmission Date	

