

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8941 of 2025

1. Vikas Kumar son of Ganga Ram Sah resident of At and P.O. -Tariyama, P.S.- Simri Bakhtiyarpur, District -Saharsa (Bihar).
2. Sandeep Kumar son of Shivshankar Prajapti, resident of Village - Bhujaul, P.O. - Shrirampur, P.S. - Sherghati, District - Gaya (Bihar).
3. Dhanraj Kumar son of Jayendra Prasad Singh resident of Village and P.O. - Rajadih, P.S. - Tetiya Bamber, District - Munger (Bihar).
4. Ravishankar Kumar son of Rambalak Mahto, resident of Village - Dogay, P.O. - Kachhiyana, P.S. - Amhra, District - Lakhisarai (Bihar).
5. Rishi Kumar, son of Kameshwar Pandit, resident of Village - Arwal (Sipah), P.O. and P.S. - Arwal, District - Arwal (Bihar).
6. Amit Kumar son of Ram Naresh Choudhary, resident of Village - Korar (Tilouthu), P.O. - Aurangabad Saraiya, P.S. - Tilouthu, District - Rohtas (Bihar).
7. Satyendra Pal, son of Shivnandan Pal, resident of Village - Barorah, P.O. - Tineri, P.S. - Guraru, District - Gaya (Bihar).
8. Chandan Bharti, son of Anil Kumar Kamta, resident of Village - Bhagwanpur, P.O. - Churi, P.S. - Chandauti, District - Gaya (Bihar).
9. Raushan Kumar, son of Munarik Singh, resident of Village - Gulzar Bag, P.O. and P.S. - Karpi, District - Arwal (Bihar).
10. Amit Kumar, son of Vijay Prasad Khatri, resident of Village - Paliganj, P.O. and P.S. - Paliganj, District - Patna (Bihar).
11. Vikash Kumar son of Mahesh Prasad, resident of Village - Onda, P.O. - Onda, P.S. - Sare, District - Nalanda (Bihar).
12. Raubinsh Kumar son of Vijay Kumar Singh, resident of Village - Sattar, P.O. - Sarai, P.S. - Maner, District - Patna (Bihar).
13. Dinesh Kumar son of Siyaram Singh, resident of Village - Bairiyana, P.O. - Karahari, P.S. - Sigori, District - Patna (Bihar).
14. Abhishek Kumar son of Ram Tanuk Bhagat, resident of At and P.O. - Dhabauli, P.S. - Muffasil, District - Begusarai (Bihar).
15. Balram Kumar son of Babulal Singh, resident of At and P.O. - Lakho, P.S. - Muffasil, District - Begusarai (Bihar).
16. Laloo Kumar son of Sadhu Yadav, resident of Village - Panbharwa, P.O. - Gadi Bishanpur, P.S. - Garhi, District - Jamui (Bihar).
17. Amit Kumar son of Anil Singh, resident of Village - Nagwan, P.O. - Purainiya, P.S. - Kinjar, District - Arwal (Bihar).
18. Avinash Kumar son of Purushottam Singh resident of Village - Jaitpur, P.O. - Jaitpur, P.S. - Haspura, District - Aurangabad (Bihar).
19. Naveen Kumar Yadav son of Vishnu Deo Yadav, resident of Village and P.O. - Narpa, P.S. - Bithan, District - Samastipur (Bihar).
20. Shankar Kumar Nirala son of Kapil Deo Mandal, resident of Village - Deonathpatti, P.O. - Hatni, P.S. Ghoghardiha, District - Madhubani (Bihar).
21. Shankar Kumar son of Rajendra Kamat, resident of Village - Nouabakhar, P.O. - Ghoghardiha, P.S. - Hatni, District - Madhubani (Bihar).



22. Alok Ranjan Karn son of Rabindra Kumar, resident of Village - Sahbajpur, P.O. - Takiya Karpi, P.S. - Mahkaar, District - Gaya (Bihar).
23. Vijay Kumar son of Satyanarayan Sharma, resident of Village - Bazitpur Barh, P.O. and P.S. - Barh, District - Patna (Bihar).
24. Raj Abhishek son of Jagdish Prasad Yadav, resident of Village - Barsot, P.S. - Sirdala, P.O. - Chaubey, District - Nawada (Bihar).
25. Ravi Kumar Shastri, son of Gaya Prasad, resident of Village - Rattibigha, P.O. - Bakrour, P.S. - Bodhgaya, District - Gaya (Bihar).
26. Sahindra Kumar son of Jagat Mahto resident of Village - Bhawanipur, P.O. - Dighari, P.S. - Surajgarha, District - Lakhisarai (Bihar).
27. Amit Kumar son of Umesh Sah, resident of At and P.O. - Lohchi, P.S. - Hawli Kharagpur, District - Munger (Bihar).
28. Mithun Kumar son of Krishna Saw, resident of Village - Lodipur, P.O. - Dharampur, P.S. - Kako, District - Jehanabad (Bihar).
29. Lakshmi Kumar son of Ram Gulam Mahto, resident of Village - Darhathan Singh, P.O. and P.S. - Bakhre, District - Begusarai (Bihar).
30. Rajeev Ranjan Kumar son of Arun Prasad Sah, resident of Village and P.O. - Sultanpur, P.S. - Desari, District - Vaishali (Bihar).
31. Sumit Kumar son of Surendra Kumar Ray, resident of Village and P.O. - Rachiyahi Kachahri Tola, P.S. - Muffasil, District - Begusarai (Bihar).
32. Niraj Kumar son of Arun Lal Das, resident of Village - Haripatti, P.O. - Laheriasarai, P.S. - Laheriasarai, District - Darbhanga (Bihar).
33. Marshal Jahannavi son of Mahesh Prasad Mandal, resident of At and P.O. - Ekchari, P.S. - Rasalpur, District - Bhagalpur (Bihar).
34. Gunjan Kumar son of Dinesh Prasad Singh, resident of At - Bholsar, P.O. - Ekchari, P.S. - Rasalpur, District - Bhagalpur (Bihar).
35. Ranvir Kumar son of Mani Prasad Singh, resident of At - Kalyanpur, P.O. and P.S. - Harpur, District - Munger (Bihar).
36. Mukesh Kumar son of Arun Kumar Mandal, resident of At - Brahmchari Tola, P.O. and P.S. - Ghogha, District - Bhagalpur (Bihar).
37. Jaysri Kumar son of Jhakshu Mandal resident of At and P.O. - Shankarpur, P.S. - Sabour, District - Bhagalpur (Bihar).
38. Babloo Kumar, son of Umashankar Singh, resident of Village - Nagwan, P.O. - Chakwaja Nagwan, P.S. - Patedhi Belsar, District - Vaishali (Bihar).
39. Santosh Kumar son of Jay Narayan Sah, resident of Village - Rajwara, P.O. - Mushahri, P.S. - Mushahri, District - Muzaffarpur (Bihar).
40. Nitesh Kumar son of Suresh Pandit, resident of Village - Thatiyan, P.O. - Balaur, P.S. - Karhani, District - Muzaffarpur (Bihar).
41. Shrawan Kumar son of Ramchandra Yadav, resindet of Village - Gogo, P.S. - Nabinagar, P.O. - Rajabariya, District - Aurangabad (Bihar).
42. Deepak Raj son of Amrendra Kumar Yadav, resident of Village and P.O. - Gurmiya, P.S. - Karthan, District - Vaishali (Bihar).
43. Sudhanshu Kumar son of Suresh Kumar Gupta, resident of Village and P.O.



- Shankarpur Imamganj, P.S. - Khirimore, District - Patna (Bihar).
44. Satya Prakash Singh son of Gulab Singh, resident of Village - Parhi, P.O. and P.S. - Chand, District - Kaimur (Bihar).
 45. Dhananjay Kumar son of Baleshwer Prasad, resident of Village - Mandra, P.O. - Manjhila, P.S. - Kawakol, District - Nawada (Bihar).
 46. Aman Kumar son of Rajkishor Yadav, resident of Village - Ghordaur, P.O. - Chigri, P.S. - Kusheshwar Asthan, District - Darbhanga (Bihar).
 47. Anil Kumar son of Ram Chandra Pandit resident of Mohalla - Prajapati Nagar, Ramdayalu Nagar Station, Atardah, Masaurhi, P.O. - Ramna, P.S. - Sadar, District - Muzaffarpur (Bihar).
 48. Ranjeet Kumar son of Dharm Nath Ray, resident of Village and P.O. - Chhihattar, P.S. - Maner, District - Patna (Bihar).
 49. Nitish Kumar Jawahar son of Narendra Prasad, resident of Village and P.O. - Bathani, P.S. - Nimchal Bathani. District - Gaya (Bihar).
 50. Subhash Kumar son of Rajendra Prasad, resident of Village - Manjhala Sem, P.O. and P.S. - Rajauli, District - Nawada (Bihar).
 51. Raja Kumar son of Maheshwar Prasad Singh resident of Village - Khataha (Vijay Nagar), P.O. - Gadhmohani, P.S. - Gogri, District - Khagaria (Bihar).
 52. Md. Asif Raza son of Md. Quamruddin Ansari, resident of Village - Haspura Dih, P.O. and P.S. - Haspura, District - Aurangabad (Bihar).
 53. Jay Prakash Kumar Ajay Prasad Saundik, resident of Mohalla - Bhim Sen, Maharajganj Road, Rafiganj, P.O. and P.S. - Rafiganj, District - Aurangabad (Bihar).
 54. Deepak Kumar son of Nageshwar Ram resident of Village and P.O. - Kishunpur Madhuban, P.S. - Kurhani, District - Muzaffarpur (Bihar).
 55. Rajan Kumar Pankaj son of Ram Ekwai Baitha, resident of Village and P.O. - Telhara Kala, P.S. - Kundwa Chainpur, District - East Champaran (Bihar).
 56. Pappu Kumar Sharma son of Shiv Narayan Sharma, resident of Village - Bairiyahi, P.O. - Bhaptiyahi, P.S. - Narhiya O.P., District - Madhubani (Bihar).
 57. Rabindra Kumar Mandal son of Kapleshwar Mandal, resident of Village - Dhanuki, P.O. - Kariyat, P.S. - Laukhani, District - Madhubani (Bihar).
 58. Atul Anand son of Pramesh Kumar Agresh resident of Village - Gandhi Bazar Kursela, P.O. - A. G. Bazar, District - Katihar (Bihar).
 59. Pankaj Kumar son of Harinarayan Prasad resident of Village - Tar Par, P.O. and P.S. - Chiksaura, District - Nalanda (Bihar).
 60. Prahlad Kumar son of Kamendra Kumar, resident of Village - Jolahbigha, P.O. - Hati, P.S. - Kako, District - Jehanabad (Bihar).
 61. Ravi Kumar son of Muso Mahto, resident of Village - Deera, P.O. - Konag, P.S. - Halsi, District - Lakhisarai (Bihar).
 62. Praveen Kumar son of Balmiki Prasad, resident of Village - Kolhana, P.O. - Seway, P.S. - Chadnradeep, District - Jamui (Bihar).
 63. Vinay Kumar son of Kuldeep Das, resident of Village - Dhonrha Ikil, P.O. - Kurtha Bazar, P.S. - Makhdumpur, District - Jehanabad (Bihar).



64. Saurabh Kumar son of Lalan Kumar Prabhakar, resident of At and P.O. - Maranga, P.S. - Khat, District - Purnea (Bihar).
65. Manmohan Kumar son of Ram Sewak Mahto, resident of Village - Tilanghi, P.O. - Banarjhula, P.S. - Sonbarsa, District - Sitamarhi (Bihar).
66. Navod Kumar Yadav son of Bhagat Yadav, resident of At - Rampur, P.O. - Basudeopur, P.S. - Laukaha, District - Madhubani (Bihar).
67. Raju Kumar son of Ashok Paswan, resident of At - Majra, P.O. - B. K. Stan, P.S. - K. Nagar, District - Purnea (Bihar).
68. Rishi Ranjan Verma son of Awadesh Parsad, resident of Village and P.O. - Uttar Serthy, P.S. - Pali, District - Jehanabad (Bihar).
69. Abhishek Kumar son of Raman Kumar, resident of At and P.O. and P.S. - Baruraj, District - Muzaffarpur (Bihar).
70. Rohit Kumar son of Ram Prasad, resident of Village - Chhattar Darwaja, Ward No. 10, P.O. and P.S. - Daudnagar, District - Aurangabad (Bihar).
71. Md. Ali Zafari son of Md. Shamim, resident of Village and P.O. and P.S. - Sigori, District - Patna (Bihar).
72. Shashi Kumar son of Rameshwar Singh, resident of Village - Kamalpur, P.O. - Sagarpur, P.S. - Makhdumpur, District - Jehanabad (Bihar).
73. Amartya Pratap Chaudhary son of Awadh Bihari Chaudhary, resident of Village _ P.O. - Kesath, P.S. - Nawabnagar, District - Buxar (Bihar).
74. Shiv Shankar Kumar son of Parmanand Keshari, resident of Village - Ahrafganj, P.O. - Barni, P.S. - Dhanarua, District - Patna (Bihar).
75. Sanesh Kumar, son of Sukendra Yadav, resident of Village - Labhari, P.O. - Kerap, P.S. - Rafiganj, District - Aurangabad (Bihar).
76. Vinay Kumar Thakur son of Bhola Thakur, resident of Village and P.O. - Hussepur Pancharukhiya, P.S. - Sahebganj, District - Muzaffarpur (Bihar).
77. Milton Kumar son of Chandeshwar Mandal, resident of Village - Dharhara, P.O. - Mahadeo Math, P.S. - Andhra Math, Via - Narhiya, District - Madhubani (Bihar).
78. Niraj Kumar son of Rajesh Ray, resident of Village and P.O. - Dharfari, P.S. - Deoria, District - Muzaffarpur (Bihar).
79. Shashikant Kumar son of Chadradeao Prasad, resident of Village - Gaya Bigha, P.O. - Ghejan, P.S. - Shakurabad, District - Jehanabad (Bihar).
80. Bhagwan Prasad Kamat son of Ram Kumar Kamat, resident of Village and P.O. - Suriyahi, P.S. - Phulparas, District - Madhubani (Bihar).
81. Prashant Kumar son of Ganesh Kamat, resident of Village and P.O. - Suriyahi, P.S. - Phulparas, District - Madhubani (Bihar).
82. Sushant Kumar son of Ganesh Kamat, resident of Village and P.O. - Suriyahi, P.S. - Phulparas, District - Madhubani (Bihar).
83. Shubham Kumar son of Santosh Prasad Singh, resident of Village - Tarar, P.S. - Daudnagar, District - Aurangabad (Bihar).

... .. Petitioner/s

Versus



1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Additional Chief Secretary, General Administrative Department, Government of Bihar, Patna.
3. The Principal Secretary, Water Resources Department, Government of Bihar, Patna.
4. The Principal Secretary, Planning and Development Department, Government of Bihar, Patna.
5. The Secretary, Urban Development and Housing Department, Government of Bihar, Patna.
6. The Principal Secretary, Public Health Engineering Department, Government of Bihar, Patna.
7. The Secretary Building Construction Department, Government of Bihar, Patna.
8. The Additional Secretary, Road Construction Department, Government of Bihar, Patna.
9. The Secretary, Minor Water Resources Department, Government of Bihar, Patna.
10. The Bihar Technical Service Commission, 19 Hardinge Road, Patna through its Secretary.
11. The Chairman, Bihar Technical Service Commission, 19 Hardinge Road, Patna.
12. The Secretary, Bihar Technical Service Commission, 19 Hardinge Road, Patna.
13. The Deputy Secretary, Bihar Technical Service Commission, 19 Hardinge Road, Patna.
14. Jyoti Kumari wife of Abhishek Kumar having Registration No. BR00150010082465 through the Bihar Technical Service Commission.
15. Nayan Kumar Singh son of Birendra Kumar Singh, having Registration No. BR00150010099944 through the Bihar Technical Service Commission.
16. Rajesh Saigal son of Harishankar Prasad, resident of Village - Sarai, P.O. - Jandaha, P.S. - Ramgarh, District - Kaimur - 821110 (Bihar) having Registration No. BR00150010091536.
17. Praveen Kumar son of Harishankar Prasad, resident of Village - Sarai, P.O. - Jandaha, P.S. - Ramgarh, District - Kaimur - 821110 (Bihar) having Registration No. BR00150010091536 through the Bihar Technical Service Commission.
18. Nishant Kumar son of Sheo Dayal Sahu, resident of Mohalla - Yarpur Yogiya Tola, P.S. Gardanibagh, P.O. - Patna G.P.O, District - Patna - 800001 (Bihar) having Registration No. BR00150010107397.
19. Aryan son of Late Sudhir Kumar, resident of Village - Sadpur East, Ward No. 5, P.S. - Sahebpur Kamal, P.O. - Sadpur, District - Begusarai - 851211 (Bihar) having Registration No. BR00150010097448.

... .. Respondent/s



Appearance :

For the Petitioners : Ms. Surya Nilambari, Advocate
For the State : Mr. Vivek Pd. G.P.-7
Ms. Manisha Singh, AC to GP-7
For the BTSC : Mr. Nikesh Kr, Advocate
Mr. Bijay Choubey, Advocate

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 04-05-2026 Heard learned counsel for the petitioners, learned
counsel for the State and learned counsel for the Bihar Technical
Service Commission.

2. The present writ petition has been filed for the
following reliefs:-

“a) For quashing the revised Final Result as contained in Memo No. 3896 dated 20.12.2024 issued pursuant to the Advertisement No. 01/2019 by the Bihar Technical Service Commission whereby and whereunder the Petitioners were illegally and unjustly overlooked for selection whereas several other candidates, who were illegally allowed to participate in the selection process even after the cut-off date stipulated by Clause 15 of the Advertisement No. 01/2019, were selected and appointed to the posts of Junior Engineer (Civil, Mechanical



and Electrical).

b) To direct the Respondent Bihar Technical Service Commission to recommend the names of the Petitioners against the vacant posts of Junior Engineer (Civil) pursuant to the Advertisement No. 01/2019 and consequently, direct the Respondent State to appoint the Petitioners against the available vacant posts of Junior Engineer (Civil) with all consequential benefits including seniority, arrears of salary etc.

c) To direct the Respondents concerned not to make any further appointment to the posts Junior Engineer (Civil, Mechanical and Electrical) pursuant to the Advertisement No. 01/2019 issued by the Bihar Technical Service Commission during the pendency of the present writ application.

d) To pass any other order/orders in shape of a consequential relief to which the Petitioner may be found to be legally entitled to in the facts and circumstances of the instant case at hand.”



3. Learned counsel for the petitioners fairly submits that the issue involved in the present writ petition has been considered by this Hon'ble Court in another writ petition vide order dated 23.06.2025 passed in CWJC No. 9448 of 2025 (*Sajan Kumar & Ors. Vs. The State of Bihar & Ors.*).

4. Counsel further fairly submits that since the said issue has already been decided by this Hon'ble Court and the petitioners have no other plea, and as a counsel, it is the duty to assist this Court in a proper manner, therefore, despite the grounds mentioned in the writ petition, the said judgment is also placed before this Court.

5. Learned counsel for the Bihar Technical Service Commission submits that the issue involved is very limited, relating to Clause 15 of Advertisement No. 01 of 2019. Counsel further submits that the advertisement was issued after a long lapse of time, i.e., after more than 8 years, and a decision was taken in the larger interest of the participants that whoever becomes eligible to appear in the selection process would be considered.

6. It is further submitted that since the last date for filling up the form was extended and no cut-off date for the requisite qualification was prescribed in the advertisement, the



time period was also extended for all concerned. It is further submitted that the present objection was not raised at the initial stage and has been raised by the petitioners at a belated stage, i.e., after final selection.

7. After hearing the parties and in light of the observation made in the case of Sajan Kumar (supra), wherein paragraph No. 8 states as follows:-

“This Court is of the firm view that the petitioners have no case at all as they have not raised any objection earlier; rather after final selection they want to create hurdle in the final result, which this Court shall not permit to the petitioners. So far as the other cases are concerned, which the petitioners have annexed in the writ petition, this Court is not observing any finding relating to those cases as those cases shall be decided on its own merit. From the findings of Hon'ble Supreme Court in Divya's case (Supra), it is clear that in absence of rules or any other date prescribed in the advertisement determining the eligibility, it would be the last date for submission of application form shall prevail.”



8. The reasons in the earlier case are identical for the purpose of deciding the present case, and as such, this Court has no option but to dismiss the present writ petition.

9. Accordingly, the present writ petition stands dismissed.

10. This Court appreciates the conduct of learned counsel for the petitioners, who has fairly submitted and placed the correct facts before this Court.

(Dr. Anshuman, J.)

Aman Kumar/-

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