IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.774 of 2023

In

Civil Writ Jurisdiction Case No.4387 of 2021

CNR No. BRHC010495182023

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1. Nurul Imam Son of Md.Yunus, Resident of Village- Nunia Dih, P.S. Nakardei, District-Motihari (East Champaran).
2. Sushma Kumari Wife of Keshav Pd. Singh, Resident of Village- Marpa Mohan Deokuliya, P.S. Fehnhara, District-Motihari (East Champaran).
3. Anil Kumar Rai Son of Jawahar Rai, Resident of Village- Gulriya Ahir Toli, P.S. Muffasil Motihari, District-Motihari (East Champaran).
4. Menka Gandhi Wife of Rajesh Kumar Yadav, Resident of Village- Laxmipur, P.S. Sugauli, District-Motihari (East Champaran).
5. Shajadi Alam Ara Wife of Md. Sadik Khoda, Resident of Village- Ward no. 14 Nagar Motihari, P.S. Nagar Motihari, District-Motihari (East Champaran).
6. Saista Praveen Wife of Ijhar Hussain, Resident of Village-Kesharia, P.S. Kesharia, District-Motihari (East Champaran).
7. Runa Devi Daughter of Late Sukhari Mahara, Resident of Village- Siswania, P.S. Ramgardhawa, 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.
3. The Director, Primary Education, Government of Bihar, Patna.
4. The Bihar School Examination Board, Patna through its Secretary.
5. The Chairman, Bihar School Examination Board, Patna.
6. The Secretary, Bihar School Examination Board, Patna.
7. State Council for Education Research and Training, Bihar Mahendru, Patna through its Director.
8. The Director, State Council for Education Research and Training, Patna.
9. The District Magistrate, East Champaran, (Motihari).
10. The District Education Officer, East Champaran, (Motihari).
11. The District Programme Officer, Establishment (Education) East Chamapran (Motihari).
12. Geeta Kumari Wife of Om Prakash, Resident of Village Bariyarpur, P.S. Darpa, District-Motihari (East Champaran).
13. Gajla Firdosh Wife of Md. Sahanullah, Resident of Village-Kundwa Sheikhtoli, P.S. Keshariya, District-Motihari (East Champaran).
14. Wajul Haque Son of Md. Ishlam Ansari, Resident of Village- Pakrideyal,

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P.S. Pakrideyal, District-Motihari (East Champaran).

15. Hazara Khatoon Wife of Sajad Ansari, Resident of Village- Siswa Bazar, P.S. Paharpur, District-Motihari (East Champaran).
16. Gayatri Kumari Daughter of Gopaljee Das, Resident of Village- Ruphara, P.S. Shikarganj, District-Motihari (East Champaran).
17. Deepmala Kumari Wife of Ramakant Mahto, Resident of Village- Purshottampur, P.S. Chauradano, District-Motihari (East Champaran).
18. Hariom Prasad Son of Ganesh Prasad Sah, Resident of Village- Chintamanpur, P.S. Malahi, District-Motihari (East Champaran).
19. Intekhab Ansari Son of Md. Mobin Ansari, Resident of Village- Miskaut, P.S. Motihari Nagar, District-Motihari (East Champaran).
20. Afshana Khatoon Wife of Meraj Hussain, Resident of Village- Kritpur Sah Nagar, P.S. Harsidhi, District- Motihari (East Champaran).
21. Meena Devi Wife of Ramnaresh Chaudhary, Resident of Village- Parsauni Deojeet, P.S. Meshi, District-Motihari (East Champaran).
22. Lalmuni Devi Wife of Anil Ram, Resident of Village- Lachumanwa, P.S. Ramgardhwa, District-Motihari (East Champaran).
23. Durgawati Devi Wife of Shyamakant Pandey, Resident of Village- Hosiyapur, P.S. Sangrampur, District-Motihari (East Champaran).
24. Shabana Praveen Wife of Faiyaz Hussain, Resident of Village- Jharwa, P.S. Harsidhi, District-Motihari (East Champaran).
25. Baby Shahjadi Wife of Farooque Ajam, Resident of Village- Chatiya Chintamanpur, P.S. Malahi, District-Motihari (East Champaran).
26. Upendra Kumar Son of Binda Ram, Resident of Village- Machhargawan, P.S. Kotwa, District-Motihari (East Champaran).
27. Anand Kumar Ravi Son of Ramashish Prasad, Resident of Village- Barwa kala, Kachahari tola, P.S. Ghorasahn, District- Motihari (East Champaran).
28. Lalbabu Manjhi Son of Gaya Hajra, Resident of Village- Mungraha, P.S. Manjhagarh, District- Gopalganj.

.. ... Respondent/s

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Appearance :
For the Appellant/s : Mr.Alok Kumar Singh, Adv.
For the Respondent/s : Mr.Sarvesh Kr. Singh (Aag13)

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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.

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4387 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 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)

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