

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8026 of 2016

Radhey Shyam Pathak Son of Late Yadunandan Pathak resident of village - Barwan, Police Station Ander, District Siwan, retired While Working as Incharge headmaster from Govt. Middle School Gaighat, Anchal - Hasanpura, District - Siwan

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Director, Primary Education, Bihar, Patna
3. The District Magistrate, Siwan
4. The Chairman, District Education Establishment Committee Promotion - Cum - District Education Of
5. The Secretary, District Education Establishment Committee Promotion - Cum - The District Program
6. Ramajee Prasad Son of Chhati Bal Prasad resident of village - Bisnupura, Police Station - Chanari Bazar, District - Siwan

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Mishra, Advocate
For the Respondent/s : Mr. Manoj Kumar Sinha, A.C. to Ex.G.Ap.-9.

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

12 30-01-2026 Heard learned counsel for the petitioner and learned counsel appearing for the respondent-State.

2. After advancing some argument, learned counsel for the petitioner submits that he may be permitted to withdraw the present writ application with liberty to challenge part of the Memo No.218 dated 24.02.2023 issued by the Director, Primary Education, Govt. of Bihar, Patna and also the consequential Memo No.779 dated 25.11.2025 issued by District Education Officer, Siwan and the District Programme Officer



(Establishment), Siwan. He submits that these two orders have been passed during the pendency of the case which gives a fresh cause of action to the petitioner.

3. As prayed for, this case is dismissed as withdrawn with liberty as aforesaid.

(Alok Kumar Sinha, J)

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