

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12633 of 2007

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1. Abdul Khaliq S/O Hasamuddin Resident Of Village Sikorna, P.S. Kadwa,
District- Katihar

.... Petitioner/s

Versus

1. Bihar State Madarsa Education Board, Patna Through Its Secretary
2. Abdul Kayum S/O Late Hazi Sariatullah Head Maulvi, Madarsa Darul Hodda,
Sikorana, P.S. Kadwa, District- Katihar
3. The State Of Bihar
4. The District Education Officer, Katihar, District Katihar
5. The Chairman, Bihar State Madarsa Education Board, Patna, Vidyapati Marg,
Patna
6. The Secretary, Bihar State Madarsa Education Board, Patna, Vidyapati Marg,
Patna
7. Managing Committee of the Madarsa Darul Hoda Sikorna, P.S. Kadwa, District-
Katihar
8. The Incharge Principal, Madarsa Darul Hoda Sikrona, P.S. Kadwa, District-
Katihar

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kr.Singh
For the Respondent/s : Mr Anshuman Singh, GP 24
Mr. Md.Rashid Alam
Mr Anamul Haque

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT
Date: 03-08-2015

Under the controversial circumstances as well as in
absence of finality to various litigations, civil and criminal kind, it
will be totally uncalled for this Court to pass any direction in favour
of the petitioner at this juncture because it will surely have fall out on
other similar proceedings.

Submission of the counsel for the petitioner that he will be
at least paid for the period he has worked is an issue for the competent

authority to take a call on or he may move a civil court of competent jurisdiction for appropriate declaration. But this Court is not inclined to exercise its discretion under Article 226 of the Constitution of India in the given facts of the case.

Writ application stands dismissed.

(Ajay Kumar Tripathi, J)

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