

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.229 of 2014

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1. Noor Ahmad Qaisar S/O Late Abdul Majeed R/O Village Mahsangaon, P.S. Kochadhaman, District - Kishanganj Secretary Madarsa Usmania, Madarsa No. 401 Aff, Mahsangaon, P.S. Kochadhaman, District - Kishanganj

.... Petitioner/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 Special Director Secondary Education Department Government Of Bihar, Patna
4. The Collector, Kishanganj
5. The District Education Officer, Kishanganj.
6. The Block Education Officer, Kishanganj
7. The Chairman, Bihar State Madarsa Education Board, 5 Vidyapati Marg, Patna
8. The Secretary Bihar State Madarsa Education Board, 5 Vidyapati Marg, Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shabbir Ahmad
For the State : Mrs. Kumari Amrita, GP 10
For the Board : Mr Md Rashid Alam
For the Intervener : Mr Satish Chandra Mishra
Respondents : Mr Firoz Ahmed

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 26-03-2015

There are serious dispute of facts, which is evident from even materials and pleadings brought on record, including the latest report of District Programme Officer, Kishanganj, by the petitioner. In fact, to make it worse the petitioner is seeking a direction for payment of certain set of teachers whose names do not even figure in the report of the District Programme Officer annexed by the petitioner in his rejoinder to counter affidavit of respondents 7 and 8. There is obviously something amiss in a big way because Madarsa is

one but claimants are one to many. Such dispute can only be resolved after a proper declaration by a court of competent jurisdiction.

Writ is dismissed with liberty above.

(Ajay Kumar Tripathi, J)

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