

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11864 of 2013

1. Chhutharu Das Prathmik-Sah Madhya Sanskrit Vidalaya, Patharaha (Bhawanipur) P.O. Bhawanipur, P.S. Phukaha District- Araria through its Headmaster, Kumar Kant Mishra Son of Late Makhan Mishra.

2. Kumar Kant Mishra Son of Late Makhan Mishra, Resident of Village- Arraha, P.S. Pratapganj District- Supaul, at Present Posted as Headmaster in Chhutharu Das Prathmik-Sah Madhya Sanskrit Vidyalaya, Pathraha P.O. Bhawanipur P.S. Phuskaha Dist.- Araria Petitioners

Versus

1. The State of Bihar through the Principal Secretary, Education Department, New Secretariat, Patna

2. The Special Director (Secondary Education) Education Department, Government of Bihar, Patna

3. Bihar Sanskrit Shiksha Board, East Boring Canal Road, Patna through its Secretary

4. Chairman, Bihar Sanskrit Shiksha Board, East Boring Canal Road, Patna

5. Secretary, Bihar Sanskrit Shiksha Board, East Boring Canal Road, Patna

.... .. Respondents

Appearance :

For the Petitioner/s : Mr. Durganand Jha, Advocate

For the Respondent/s : Mr. N.K. Singh, G.P.-26

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 17-09-2015

The existence or otherwise of the institution in question and its continuance over a period of three decades cannot be certified by this Court on documents whose authenticity cannot be decided under a writ jurisdiction. If the impugned order contained in Annexure-1 is not acceptable to the petitioners, let them file a suit and get a declaration on this issue of recognition from the date of its establishment, where authenticity of the diverse evidence can be tested.

Writ is otherwise dismissed with liberty as above.

(Ajay Kumar Tripathi, J)

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