

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4098 of 2016

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1. Md. Millet Alam S/o Mr. Shamsul Haider R/o Ghughritanand, P.S. - Vishnupad, District - Gaya, Bihar.
 2. Quratulain, S/o Mr. Akhtar Hassan, r/o Ghora Ghat, P.S. - Dobhi, District - Gaya, Bihar.
 3. Md. Khalil Hussain, S/o Late Md. Usman, R/o Surhari, P.S. - Mofussil, District - Gaya, Bihar. All teacher of Madarsa Darul Funoon (Madarsa No. 252-53) Gughritand, Gaya.
 4. Md. Shahabuddin, S/o Late Md. Naimudin, R/o Bakshubigha, P.S. - Vishnupad, District - Gaya, Bihar, Peon, Madarsa Darul Funoon, Ghghritand, Gaya.

.... Petitioners

Versus

1. The State of Bihar through the Principal Secretary, Education Deptt., Govt. of Bihar, Patna.
2. The Joint Secretary, Education, Deptt., Bihar, Patna.
3. The Director of School Education, Bihar, Patna.
4. The Special Director of Secondary Education, Bihar, Patna.
5. The Bihar State Madarsa Education Board through is Secretary, Patna.
6. The Chairman, Bihar State Madarsa Education Board, Patna.
7. The District Education Officer, Gaya
8. The Accountant General, Bihar, Patna.

.... Respondents

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Appearance :

For the Petitioner	:	Mr. Brijeshwar Narayan Singh, Advocate
For the State	:	Mr. Rajiv Roy, G.P.5
For Madarsa Board	:	Mr. Rashid Alam, Advocate
For A.G.	:	Mr. Satendra Kumar Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT
Date: 11-08-2016

The writ application stands disposed of with the observation that the right of the petitioner for consideration for any affiliation or recognition on behalf of the State Government can only accrue provided the institution meets the yardstick and standards laid down in the resolution passed by the Education Department in Resolution No.1090, dated 29.11.1980.

It is evident from the reading of enquiry report that the claim of the petitioner has been rightly rejected if the said resolution is compared with the facilities available. If the petitioner creates the facilities and the standards, he may approach the authorities thereafter. No interference is warranted with the decision impugned.

(Ajay Kumar Tripathi, J.)

S.Kumar/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	16.08.2016
Transmission Date	