

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14480 of 2015

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1. Braj Kishore Tiwary Alias Brij Kishore Tiwary, son of Late Jagdish Tiwary, resident of Narainia Near Durga Mandir, P.O. Mirganj, P.S. Mirganj Distt. Gopalganj, Bihar, PIN: 841438.

.... Petitioner/s

Versus

1. Kameshwar Singh Darbhanga Sanskrit University, Kammeshwar Nagar, Darbhanga, Bihar through the Vice Chancellor.
2. The Vice Chancellor. Kameshwar Singh Darbhanga Sanskrit University, Kammeshwar Nagar, Darbhanga, Bihar.
3. The Registrar, Kameshwar Singh Darbhanga Sanskrit University, Kammeshwar Nagar, Darbhanga, Bihar.
4. The Finance Officer Kameshwar Singh Darbhanga Sanskrit University, Kammeshwar Nagar, Darbhanga, Bihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Uttam Kumar Mishra

For the Respondent/s : Mr. Awadhesh Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 13-01-2016

The grievance of the petitioner for which the writ application was filed relating to non- deposit of TDS with the Income Tax authorities and if deposited not being uploaded on the website, which has caused problems for the petitioner, stands corroborated by the stand of the University taken in the counter affidavit filed from time to time including the third counter affidavit served today. It is only now that the details of the deduction etc. have been uploaded on the website of the Income Tax authorities and communication made to the Assistant Commissioner, Income Tax Department, Circle- 2(1), Muzaffarpur.

The omission on behalf of the University is obvious. If this be so then in case the Income Tax authorities creates any liability upon the petitioner because of the default on the part of the University authorities, the University authorities will have an obligation to compensate the petitioner in this regard.

Writ stands disposed of with the above observation.

(Ajay Kumar Tripathi, J)

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