

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1146 of 2015
Arising out of
Civil Writ Jurisdiction Case No. 4720 of 2015

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1. Umesh Prasad Singh son of Late Kapildeo Singh resident of Village and P.O. Rahua, P.S. and District Lakhisarai, at present Lecturer, department of Hindi, Krishk College, Dheodha, Pakri Barawan, Nawada.
 2. Sachidanand Ghanshyam son of Late Ambika Singh Resident of Village - Bareo , P.O. Nemdarganj, P.S. Akbarpur, District- Nawada, At present Lecturer, Department of English . Krishak College, Dheodha, Pakri Barawan, Nawada.
 3. Dinesh Prasad Singh son of Late Suba Singh Resident of village Dhanpur, P.S. Kashichak , District- Nawada, at present Lecturer, Department of Botany, Krishak College, Dheodha, Pakri Barawan, Nawada.
 4. Satyendra Narayan Singh Son of Late Musafir Singh Resident of Village Bnareo , P.O. Namdarganj, P.S. Akbarpur, District Nawada at present Lecturer, Department of Economics, Krishak Collage, Dheodha, Pakri Barawan , Nawada.

.... Appellant/s

Versus

1. The State of Bihar through the principal Secretary, Human Resources Department , Govt. of Bihar, having his office at New Secretariat, Patna.
2. The Director, Higher Education, having his office at New Secretariat, Patna.
3. The Vice Chancellor, Magadh University, Bodh - Gaya.
4. The Registrar , Magadh University, Bodh - Gaya.
5. The Inspector of College, Magadh University, Bodh - Gaya.
6. The Governing Body through its Secretary, Krishak College, Dheodha, Pakri Barawan, Nawada.
7. The Principal Krishak College, Dheodha, Pakri Bhawan, Nawada.
8. The Teacher Representative (T.R) cum Bursar Krishak College, Dheodha, Pakri Barawan, Nawada.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Mritunjay Prasad Singh, Advocate
For the Respondent/s :

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CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA

and

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

Date: 03-08-2016

The writ petition filed by the appellants has been

dismissed relying upon a Division Bench judgment of this Court in the case of **Santosh Kumar vs. State of Bihar** reported as **2013 (1) PLJR 269** for the reason that the Institution wherein the appellants are engaged is not a ‘State’ amenable to the writ jurisdiction.

In the writ application, the prayer is for payment of salary including grant-in-aid but there is no assertion as to how the Krishak College under which the appellants are working is a ‘State’ within the meaning of Article 12 of the Constitution of India and thus amenable to the writ jurisdiction of this Court.

In view of the said fact, we do not find any merit in the present Letters Patent Appeal and is accordingly dismissed.

(Hemant Gupta, J)

(Ahsanuddin Amanullah, J)

P. Kumar/Anjani

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	
Transmission Date	N/A