

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14388 of 2015

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The Managing Committee of Madarsa Tanzeemul Islam Tinpania, P.O. - Kheriya,
P.S. - Korha, District- Katihar its Secretary Md. Ibrahim, Son of Late Abdul Sattar,
resident of village - Tinpania, District - Katihar.

.... Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Education Department
Government of Bihar, Patna.
2. The Joint Director, Secondary Education, Bihar, Patna.
3. The Bihar State Madarsa Education, Madarsa Board, 5, Vidyapati Marg, Patna.
4. The Chairman, Bihar State Madarsa Education Board, 5, Vidyapati Marg,
Patna.
5. The Secretary, Bihar State Madarsa Education Board, 5, Vidyapati Marg, Patna.
6. The District Education Officer, Katihar.
7. The District Programme Officer (Establishment), Katihar.
8. Sohrab Ali, Son of late Turab Ali, Resident of Village - Tinpania, P.S. -
Kheria, P.S. -Korha, District - Katihar.

.... Respondents

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Appearance :

For the Petitioner : Mr. Obaidur Rahman, Advocate
For the State : Mr. Avnish Nandan Sinha, G.P.11
For Madarsa Board : Mr. Rashid Alam, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 05-04-2016

The order under challenge is dated 14.07.2015 passed by
the Joint Director, Secondary Education, Government of Bihar. The
Court has gone through the impugned order and is constrained to
record that the Joint Director has rightly come to a conclusion that the
principle of bias applies in the present case because one member of
the Madarsa Board On Masumi obviously created a report and
prevailed upon the Board to put endorsement to such a report. An
independent report of Mufti Khalid Hussain was ignored by the

Madarsa Board.

In view of the same, the conclusion reached by the Joint Director, Secondary Education, Government of Bihar is not required to be interfered with.

Writ application has no merit and it is dismissed.

(Ajay Kumar Tripathi, J.)

Sanjay/-

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