

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4740 of 2014

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1. The Managing Committee of the Madrasa Sifatululeem Aoure Meerpur, P.S. Rauja, District - Purnea through its Secretary Md. Arshad Alam Son of Late Hashim Ali, Resident of Vill. - Aura, P.S. Rauja, District – Purnea.
 2. Md. Islamuddin Son of Najmul Hussain Resident of Village - Meerpur, P.S. Rauja, District - Purnea, Present of the Managing Committee of the Madarsa Safatululoom Aoura & Meerpur, District – Purnea.

.... Petitioners

Versus

1. The State of Bihar
2. The Special Director Incharge Oriental Education Secondary Education, Government of Bihar, Patna.
3. The District Education Officer, Purnea.
4. The Bihar State Madarsa Education Board, Patna.
5. The Chairman, Bihar State Madarsa Education Board, Patna.
6. The Secretary, Bihar State Madarsa Education Board, Patna.

.... Respondents

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Appearance :

For the Petitioners	:	Mr. Raj Nandan Prasad, Advocate
For the State	:	Mr. S.A. Alam, S.C.3
For Madarsa Board	:	Mr. Rashid Alam, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 29-01-2016

Law is already settled with regard to the issue in question. The Chairman of the Madarsa Board has no power to take decision with regard to approval of Managing Committee but it is the 'Board' which has the requisite authority and powers to decide such issue. Annexure-3 dated 28.01.2014 is quashed. Let the matter be considered afresh.

Counsel for Madarsa Board informs the Court that a fresh enquiry is being considered. Let the necessary exercise be done in accordance with law afresh.

Writ stands disposed of with the above observation.

(Ajay Kumar Tripathi, J.)

Sanjay/-

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