

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12233 of 2015

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1. Sk Ahmad Hussain S/o Sk Ulfat Hussain Resident of Village Bhamraili,
P.O. Souriya, Dandkhora, District Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Human Resources Development Department,
Bihar, Patna.
3. The Special Secretary, Human Resources Development Department,
Secondary Education (Madarsa), Govt. of Bihar, Patna.
4. The District Magistrate, Katihar.
5. The Chairman, Bihar State Madarsa Education Board, Patna.
6. The Bihar State Madarsa Education Board, Patna through its Secretary.
7. The District Education Officer, Katihar.
8. Abdul Razzaak Khan, the Secretary of the Managing Committee of
Madarsa Gausia Wahidia Azharul Uloom, Dakhin Tola Bhamraili, P.O.
Souriya, P.S. Dandkhora, District Katihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Md. Ataur Rahman, Advocate

For the Respondent/s : Mr. Jai Shankar Barnawal, GA-5

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER
(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

2 01-04-2016 Heard Md. Ataur Rahman, learned Counsel, appearing

on behalf of the petitioner, and Mr. Jai Shankar Barnwal, learned

Government Advocate No.5, appearing on behalf of the State-

respondents.

With the help of this writ petition, made under Article

226 of the Constitution of India, in the form of Public Interest

Litigation, the petitioner has sought for directions to be issued to

respondent No.6, namely, Bihar State Madarsa Education Board,

not to act upon the inquiry report of District Education Officer, Katihar, vide letter No.107, dated 21.03.2014, and not to recommend to the State Government to give *grant-in-aid* to Madarsa No.1518, namely, Gaushia Wahidia Azharul Uloom Madarsa, Dakhin Tola Bhamraili, P.O. Soraiya, P.S. Dandkhora, Katihar.

The inquiry report shows that the distance between two existing Madarsas is five and half kilometers, which is much more than the minimum distance prescribed by the State Government.

It is submitted by the learned Counsel for the petitioner that the distance of the said Madarsa from another recognized Madarsa is barely one kilometer in the same village, but no supporting material has been furnished by the petitioner in this regard.

In view of the above, we do not find any reason to proceed with this application. This writ application is, therefore, closed.

(I.A. Ansari, ACJ)

(Anjana Mishra, J)

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