

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2422 of 2016

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Ranjan Kumar S/o Jaldhar Yadav R/o Mohalla - Sandalpur, P.S. Kasimbazar, P.O.
+ District - Munger, President Governing Body, Temple of Haniman Homoeopathic
Medical College and Hospital, Munger

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Education Department,
Govt. of Bihar
2. The Vice Chancellor, Babasaheb Bhimrao Ambedkar Bihar University,
Muzaffarpur
3. The Registrar, Babasaheb Bhimrao Ambedkar Bihar University, Muzaffarpur
4. The Governing Body formed by the respondent No. 2 Vide order dated
30.5.2014 through Dr. D.N. Poddar, Incharge Principal of T.H.H. Medical
College & Hospital, Munger

.... Respondents

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Appearance :

For the Petitioner	:	Mr. Sanjay Sinha, Advocate
For the State	:	Mr. Anjani Kumar, A.A.G.6
For B.R.A. Bihar Uni.	:	Mr. S.K. Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 29-04-2016

Annexure-5 seems to have been issued in the background to a previous directive and decision rendered in CWJC No.13814 of 2012, decided on 03.07.2013, a copy of which is Annexure-4 to the writ application.

The submission of the counsel for the petitioner is that the University has no powers to exercise over this institution as it does not come within domain of such college or institution which have been talked about in Section 60(1) of the Bihar Universities Act, 1976.

Any submission of such kind would virtually render the previous decision of the learned Single Judge to be non-est in the eye of law which this Court cannot do as a coordinate Bench. Petitioner will have to take the legal battle to a higher level by contesting the order contained in Annexure-4.

Writ application is dismissed with the observation as above.

(Ajay Kumar Tripathi, J.)

SanjayKumar/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	03.05.2016
Transmission Date	