

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.757 of 2015

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1. Lallan Tiwary son of Late Nagina Tiwary, Secretary, Mishri Sada Inter College, Mairwa, District- Siwan, permanent resident of village- Pharchhua, P.S.- Bishunpura Bazar, via- Mairwa, District- Siwan.
 2. Mishri Sada Inter College, Mairwa, through its secretary Lallan Tiwary, at & P.O. Mairwa, P.S. Bishunpura Bazar, District Siwan.

.... Petitioners

Versus

1. The State of Bihar
2. The Bihar School Examination Board (Higher Secondary) Buddh Marg, Patna through its Secretary, Budh Marg, Patna.
3. The Chairman, Bihar School Examination Board (High Secondary), Budh Marg, Patna.
4. The Secretary, Bihar School Examination Board (Higher Secondary), Budh Marg, Patna.
5. The Principal, Mishri Sada Inter College, Mairwa (Siwan) through Shri Sudama Thakur, Incharge Principal, Mairwa, District Siwan.

.... Respondents

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Appearance :

For the Petitioner : Mr. Kamala Kant Tiwary, Advocate
For the State : Mr. Nasim Yahya, G.P.13
For the Board : Mr. Sunil Kumar Mandal, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 21-01-2016

Petitioners cannot be permitted to invoke different jurisdictions in a litigation by choosing multiple forums. If suit has already been filed and certain order was passed by the civil court and certain authorities are violating it, petitioner has adequate remedy provided in the C.P.C. itself. Issues cannot be decided in different forums on the same cause of action.

Writ is dismissed with liberty to the petitioner to pursue the matter in the civil court of competent jurisdiction.

(Ajay Kumar Tripathi, J.)

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