

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7630 of 2015

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1. Dr. R.N.singh Evening College, Chapra through its Secretary, Rakesh Kumar Singh, Newaji Tola (Katra), P.O.- Chapra, P.S.- Rivilganj, District- Saran (Chapra).
2. Rakesh Kumar Singh Son of Late Dr. Ram Naresh Singh, Secretary, Dr. R.N. Singh, Evening, College, Chapra, Newaji Tola (Katra), P.O.- Chapra, P.S.- Rivilganj, District- Saran(Chapra).

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Education Department, Government of Bihar, Patna.
3. The Director, Higher Education, Government of Bihar, Patna.

.... Respondent/s 1st Set

4. The Jay Prakash University, Chapra through its Registrar, Chapra, Saran
5. The Vice-Chancellor, Jai Prakash University, Chapra, Saran
6. The Registrar, Jay Prakash University, Chapra, Saran

Respondent 2nd Set

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Tiwary

For the Respondent/s : Mr. Roy Shivajee Nath, AAG3

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 01-04-2016

Heard learned counsel for the parties.

Petitioner's college has temporary affiliation, both from the
Jai Prakash University, Chapra as well as the State.

It is the assertion of the counsel for the petitioner that they
have requisites, where with all, for a permanent affiliation, but since
the State and the university is dragging their feet and not taking a
final decision for grant of regular affiliation, obviously, it is proving
detrimental to the growth as well as standards of the college, in
question.

The Court will not go by what has been stated by the petitioner with regard to the infrastructure etc., which is already in question, which makes it eligible for such grant of permanent affiliation, because those are verifiable issues by the competent authority by making a spot enquiry and verification.

Since the matter of permanent affiliation has been vexing the institution for more than six to seven years now and such a position cannot be allowed to be continued indefinitely, the Court does give a direction upon the Vice-Chancellor of Jai Prakash University, Chapra as well as the Director, Higher Education, Government of Bihar, Patna that a decision with regard to permanent affiliation to the college, in question, must be taken in accordance with the law within a period of four months from the date of communication / production of a copy of this order.

Writ application stands disposed off with above direction.

It is made clear that the time-frame fixed by this Court must be adhered to in letter and spirit.

(Ajay Kumar Tripathi, J)

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