

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No. 9 of 2015

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1. Ejaz Ahmad Son of Waizul Haque Resident of vill-Jaisinghpur Belhatti,P.S-Turkaulia,Distt.-East Champaran
 2. Sakil Ahmad Khan Son of Jamal Ahmad Khan Resident of Mohalla-Khodanagar,,P.S-Chhatauni Motihari,Distt.-East Champaran
 3. Sanjay Kumar Singh Son of Chandrika Singh Resident of vill-Dulma Gosaipur,P.S.-Madhuban,Distt.-East Champaran
 4. Ali Akhtar Alam Son of Saghir Alam Resident of vill-Mohabbatpur,Dhaka,Distt.-East Champaran
 5. Islam Nabi Ansari Son of Nanhe Baksh Resident of vill+P.S-Deshnagar,Distt.-Barailli(U.P)
 6. Md.Imran Son of Sabbir Ahmad Resident of vill-Siswania,P.S-Patwa,Distt.-East Champaran
 7. Md.Tanzeem Alam Son of Md.Reza Kausar Resident of Sadaat Manzil, Mohalla Tal,P.S-Motihari Town,Distt.-East Champaran
 8. Samreen W/O Shah Faisal Resident of vill-Rewasi P.S-Tariyani,Distt.-Sheohar
 9. Ilyas Babu Son of Safi Ahmad Resident of vill-Shanker Saraiya(Tansariya)P.S-Turkaulia,Distt.-East Champaran

.... Petitioner/s

Versus

1. The State of Bihar through the Commissioner- cum - Secretary ,Department of Health AND Medical Education,Govt. of Bihar,Patna.
2. Baba Saheb Bhim Rao Ambedhkar,Bihar University,Muzaffarpur through Vice Chancellor
3. The Registrar,Baba Saheb Bhim Rao Ambedhkar,Bihar University,Muzaffarpur
4. The Controller of Examination,Baba Saheb Bhim Rao Ambedhkar,Bihar University,Muzaffarpur
5. Rabindra Nath Mukerjee Ayurvedic Chikitsa Mahavidyalaya,through its Principal
6. The Principal Incharge,Sri Krishna Mohan Jha,Rabindra Nath Mukerjee Ayurvedic Medical College and Hospital,at P.O AND P.S-Motihari Muffasil,Distt.-East Champaran

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Md. Anisur Rahman
For the Respondent/s : Mr. GP19- Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 28-03-2016

Writ application is dismissed. The petitioners may sue the institution or the Principal, responsible for not forwarding the fee and

form for participating in the examination before the university concerned for the session 2007-2008, especially when all kinds of controversies are surrounding the institution in question and no clear evidence is emerging as to the reason why the form and fee were not forwarded by the institution, which is an accepted position on fact and is certified from the materials brought on record.

Writ application is dismissed with liberty as above.

It is also made clear that the institution in question has no longer an affiliation with B. R. A. Bihar University, Muzaffarpur in view of the bar of not taking further admission from the session 2008-2009.

(Ajay Kumar Tripathi, J)

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