

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1843 of 2015

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Dhroov Trivedi Son of Late Rajarshideo Trivedi Resident of Village - Mamarkha,
P.S. Malahi, District - East Champaran.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Health Department, Govt. of Bihar, Patna.
2. The Principal Secretary, Health Department, Govt. of Bihar, Patna.
3. The Director -in- Chief, Health Services, Bihar, Patna.
4. The Director, Deshi Chikitasa, Health Services, Bihar, Patna.
5. The Collector-cum-District Magistrate, East Champaran at Motihari.
6. The District Deshi Chikitasa Officer, East Champaran at Motihari.
7. The District Development Commissioner, East Champaran at Motihari.

.... Respondents

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Appearance :

For the Petitioner : Mr. Sanjeev Kumar, Advocate
For the State : Mr. M.K. Ambastha, G.P.14

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 21-01-2016

In absence of any statutory law, rules or provision which creates a right in favour of the petitioner and an obligation upon the State Government to take over a privately managed and set up Ayurvedic college, the order of rejection passed by the Principal Secretary, Health, Government of Bihar dated 01.08.2013 contained in Annexure-7 which is under challenge in the writ application is not required to be interfered with.

The Principal Secretary has rightly held that in absence of any law and rules or a policy, the State has no obligation to take over the institution of the petitioner. The said decision is also supported in the counter affidavit of the State. Writ application,

therefore, is dismissed.

(Ajay Kumar Tripathi, J.)

Sanjay/-

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