

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.116 of 2017

In
Civil Writ Jurisdiction Case No. 9894 of 2016

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Gopal Sharma, Son of Late Sheo Nandan Sharma, resident of village - Walipur, P.S. Pipariya, District - Lakhisarai, presently posted as Lecturer in S.B.R. College, Bhatgoan, Barh, Patna

.... Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Human Resources Department, Government of Bihar, Patna
2. The Vice - Chancellor, Magadh University, Bodh Gaya
3. The Registrar, Magadh University, Bodh Gaya
4. The Principal, S.B.R. College, Bhatgaon, Barh, Patna
5. The Secretary, G.B., S.B.R. College, Bhatgaon, Barh, Patna

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Nakul Kumar Jamuar, Advocate

For the Respondent/s : Mr. Ashutosh Ranjan Pandey- AAG15

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR

UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

7 08-08-2017 Holding that the institute in question is a private institute, not affiliated or constituent College of Magadh University. The learned writ Court has rightly refused to exercise the jurisdiction under Article 226 of the Constitution of India in the matter of payment of salary, as the private institute is not governed by the University.

In our considered view that the appellant has not made a case for warranting reconsideration of the matter. The appeal shall stand disposed of. Remedy is available to the



appellant, as indicated by the writ Court.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

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