

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11970 of 2016

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1. Viveka Nand Patel, Son of Late Nirmal Singh, Resident of Village- Gsiya, Police Station- Chainpur, District- Kaimur.
 2. Subham Tiwary, Son of Gopal Tiwary, Resident of Village- Rampur, Police Station- Sonhan, District- Kaimur.
 3. Pramod Kumar Tripathy, Son of Sheo Murat Tiwary, Resident of Village- Belaon, Police Station- Belaon, District- Kaimur.

.... Petitioners

Versus

1. The State of Bihar.
2. The District Magistrate, Kaimur.
3. The District Education Officer, District- Kaimur.
4. The Superintendent of Police, Kaimur.
5. P.C.M. Coaching Center, Bhabhua, Kaimur.
6. C.M. English Class, Chakbandi Road, Bhabhua, District Kaimur.
7. India Ideal Computer Center, Chakbandi Road, Bhabhua, District Kaimur.
8. Thohit Mathematic Center, Chakbandi Road, Bhabhua, District Kaimur.
9. Sri Ram Commerce Carrer, Chakbandi Road, Bhabhua, District Kaimur.
10. R.P. Mathematics Center, Chackbandi Road, Bhabhua, District Kaimur.
11. English 2 one, Chackbandi Road, Bhabhua, District Kaimur.
12. Abhijit Upadhaya.
13. Ultimate Physics Classes, Chackbandi Road, Bhabhua, District Kaimur.
14. Super English Classes Classed, Chackbandi Road, Bhabhua, District Kaimur.
15. Excellent English Coaching Center, Chackbandi Road, Bhabhua, District Kaimur.
16. Jee Physics Classes, Chackbandi Road, Bhabhua, District Kaimur.
17. Career World Physics Classes, Chackbandi Road, Bhabhua, District Kaimur.
18. Ramanujan Math Center, Chackbandi Road.
19. Swarg Classes, Sheoji Chowk, Bhabhua, District- Kaimur.
20. Adarsh Classes, V.I.P. Colony Sheoji, Chowk, Bhabhua, District- Kaimur.
21. Upadhaya Commerce Coaching Center V.I.P. Colony, Bhabhua, District- Kaimur.
22. Chemistry Classes, V.I.P. Colony Ward No. 3, Bhabhua, Kaimur.
23. Chemistry Classes, Chackbandi By Pass Road, Bhabhua, Kaimur.
24. Biology Classes, Chackbandi Road, Bhabhua, Kaimur.
25. Biological Classes, Professor Colony, Ward No.4, Bhabhua, Kaimur.
26. A.B.C.Classes, behind Police Station, Ward NO. 7 Bhabhua, Kaimur.
27. P.C.M. Classes, Chackbandi Road, Bhabhua, Kaimur, All are resident of Bhabhua Town, Police Station- Bhabhua, District- Kaimur.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ram Ishwar Prasad, Advocate.

For the Respondent/s : Mr. PUSHKAR NARAIN SHAHI, AAG-10

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CORAM: HONOURABLE THE CHIEF JUSTICE
and



HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)
Date: 24-04-2017

The petitioner has filed this petition pro bono and the grievance of the petitioner is that many coaching institutes in the district of Kaimur are functioning contrary to the provisions of the Bihar Coaching Institute Act, 2010.

It is alleged that the registration of these institutes have not been obtained and in violation of the aforesaid statute the coaching institutes are functioning. Except for filing a letter dated 20.04.2010, issued by the Principal Secretary, Human Resources Department, to various District Magistrates to take action against the institutes which are not registered and making a vague allegation that no action has been taken, the petitioner has filed this writ petition. The petitioner has not indicated as to which institutes are functioning contrary to the requirement of the law. How this knowledge has been acquired by the petitioner and what is the basis for making such an allegation. Based on averments made in the writ petition which are lacking in specific details, we are not inclined to interfere into the matter. The act of 2010 authorises the District Magistrate of every district to take action in the matter and if the petitioner files an application or a complaint with all the necessary particulars before the District Magistrate concerned pointing out specific violation, we are confident that the



District Magistrate shall proceed to take action in accordance with law.

The manner in which the petition has been filed we are not inclined to go into the matter. The petitioner may take up the issue before the statutory authority in accordance with law.

With the aforesaid liberty to the petitioner, we see no reason to make any further indulgence into the matter. The petition is dismissed.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

Amit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	28-04-2017
Transmission Date	NA

