

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1728 of 2016
Arising out of
Civil Writ Jurisdiction Case No. 4054 of 2016**

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Love Kumar, son of Anil Kumar, resident of Village and P.O. Karki, P.S. Ariary,
District- Sheikhpura.

.... Appellant/s

Versus

1. The State of Bihar
2. The Principal Secretary, Health Department, Govt. of Bihar
3. The Civil Surgeon-cum-Chief Medical Officer, N.M.C.H., Patna
4. The Director Sri Raj Narsingh Training Institute and Para Medical Training Institute, Bus Stand Road, Near Charakya Law University, Patna 800001
5. The Principal, Sri Raj Nursing Training Institute Bus Stand Road, Near Chanakya Law University, Patna 800001

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Pankaj Kumar, Advocate

For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 09-05-2017

Considering the fact that the examination for the Session 2014-16 was already over and no interim relief was granted and on 02.08.2016 when the petition was taken up for hearing the examination was already over, the Writ Court rightly disposed of the matter the same having rendered infructuous, particularly when the appellant's admission itself based on the qualification acquired was doubtful. However, in case the appellant has deposited any fee and it is the case of the appellant that he is entitled to refund of the fee, appellant may represent before the authorities concerned to consider



the claim of refund of fee in accordance with law.

With the aforesaid liberty to the appellant, the Letters Patent Appeal is disposed of. The representation, if filed, be decided within a period of 30 days of its presentation.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

P.K.P.

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	11.05.2017
Transmission Date	

