

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.145 of 2017

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1. Balram @ Balram Prasad Verma Son of Ayodhya Prasad Verma Resident of Village/Mohalla Mananpur Bazar, P.O. Mananpur, P.S.Chanan, District Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar, through its Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Human Resources, Department, Government of Bihar, Patna
3. The District Magistrate, Lakhisarai
4. The District Education Officer, Lakhisarai
5. The District Programme Officer, Lakhisarai
6. The Block Development Officer, Chanan, Lakhisarai
7. The In-Charge, Head Master, Rajya Samposit + High School, Mananpur, P.S. Chanan, District Lakhisarai
8. The Managing Committee through its Chairman of Rajya Samposit + 2 High School, Mananpur, P.S. Chanan, District Lakhisarai

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Adv.

Mr. Umesh Prasad, Adv.

For the Respondent/s : Mr. Jitendra Kumar Roy No. SC13

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL JUDGMENT

Date: 25-01-2017

Heard Mr. Mritunjay Kumar learned counsel for the petitioner and Mr. Jai Prabhat Kishore, learned counsel for the State.

The petitioner is aggrieved by his order of termination dated 10.9.2016, a copy of which is impugned at Annexure-2 to the writ petition, which is passed by the Incharge Headmaster, Rajya Samposit Uchhya Vidyalaya, Mananpur in the district of Lakhisarai. The order of termination present at Annexure-2 reflects that it is on the basis of resolution passed by the Managing Committee in its meeting held on



14.12.2015 that the termination order has been passed.

The private managing committee of the school having taken a decision in this regard. The resolution passed by the private managing committee which is neither the State or its instrumentality within the meaning of Article 12 or Article 226 of the constitution of India, the writ is held not maintainable and is disposed of leaving it open for the petitioner to espouse his grievance before the appropriate forum, if so advised.

(Jyoti Saran, J)

Bibhash/-

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