

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.3447 of 2016

Arising out of

Civil Writ Jurisdiction Case No. 17286 of 2011

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1. Md. Idris Ansari, aged about 71 years, Son of Late Abdur Rahman, Retd. Reader, Department of Political Science, Z.A. Islamia College, Siwan, Jai Prakash University, Chappra. Presently residing at- New Millat Colony, Sector-2, P.O. & P.S.- Phulwarisharif, District- Patna.
 2. Dr. Taiyab Hussain, aged about 72 years, Son of Md. Ishaque, Retd. Reader, Department of Hindi, Z.A. Islamia College, Siwan, Jai Prakash University, Chappra. Presently residing at- New Azimabad Colony, P.O.- Mahendru, P.S.- Sultanganj, District- Patna.
 3. Nesar Ahmad, aged about 71 years, Son of Late Mohammad Haneef, Retd. Demonstrator, Department of Physics, Z.A. Islamia College, Siwan, Jai Prakash University, Chappra. Presently residing at- Sirisia Bazar, P.O.- Sasamusa, P.S.- Kuchaikot, District- Gopalganj.
 4. Bairendra Nath Mishra, aged about 71 years, Son of Late Dhaarm Nath Mishra, Retd. Reader, Department of Hindi, Z.A. Islamia College, Siwan, Jai Prakash University, Chappra. Presently residing at- Mahpur, P.O.- Faridpur (Ander), P.S.- Hussain Ganj, District- Siwan.
 5. Shambhu Nath Prasad, aged about 71 years, Son of Shri Jagdish Prasad Gupta, Retd. Reader, Department of Economics, Z.A. Islamia College, Siwan, Jai Prakash University, Chappra. Presently residing at- Gupta Niwas, Mohalla- Makadom Sarai, P.O. & P.S.- Siwan, District- Siwan.
 6. Md. Badiuzzaman, aged about 71 years, Son of Late Md. Reyazuddin, Retd. Professor, Department of Political Science, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Road No. 10, New Karimganj, P.O.- Gaya, P.S.- Civil Line Gaya, District- Gaya.
 7. Md. Quaem, aged about 72 years, Son of Late Abdul Basit, Retd. Professor, Department of History, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Bari Road, Mallick Lane, P.O.- Gaya, P.S.- Civil Line Gaya, District- Gaya.
 8. Razaul Haque, aged about 73 years, Son of Late Rashidul Haque, Retd. Professor, Department of Psychology, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Bari Road, A/45, Aenalt Colony, P.O.- Gaya, P.S.- Civil Line Gaya, District- Gaya.
 9. Zeyarat Hussain Khan, aged about 73 years, Son of Late Md. Raza Khan, Retd. Reader, Department of English, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Sir Syed Colony, Road No. 6, New Karimganj, P.O.- Gaya, P.S.- Civil Line Gaya, District- Gaya.
 10. Md. Anwar, aged about 78 years, Son of Md. Hannan, Retd. Professor, Department of Urdu, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Aliganj, Road No. 6, Chandauti, P.O.- Gaya, District- Gaya.
 11. Siya Ram Tiwari, aged about 71 years, Son of Late Deomoon Tiwari, Retd. Professor, Department of Hindi, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Karnpura, P.O.- Modika, P.S.- Sigori Paliganj, District- Patna.
 12. Ahmad Hussain Azad, aged about 72 years, Son of Late Md. Hanif, Retd. Professor, Department of Persian, Mirza Ghalib College, Gaya,



Magadh University, Bodh Gaya. Presently residing at- Aliganj, Road No.6, P.O.- Gaya, P.S.- Chandaoti, District- Gaya.

13. Sada Nand Gurda, aged about 78 years, Son of Late Damodar Lal Gurda, Retd. Professor, Department of Hindi, Mirza Ghalib College, Gaya, Magadh University, Bodh Gaya. Presently residing at- Krishna Dwarika, Vishnupad, P.O.- Gaya, P.S.- Civil Line Gaya, District- Gaya.
14. Md. Shafayat, aged about 71 years, Son of Late Elahi Bakhsh, Retd. Professor, Department of Chemistry, Oriental College, Patna City, Magadh University, Bodh Gaya. Presently residing at- Sheesh Mahal Colony, Alamganj, P.O.- Gulazarbagh, P.S.- Alamganj, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar, through, Principal Secretary, Human Resources Development Department (Higher Education), Government of Bihar, Patna
2. Secretary, Department of Higher Education, Government of Bihar, Patna.
3. Jai Prakash University, Chappra through its Registrar.
4. Vice- Chancellor, Jai Prakash University, Chappra.
5. Registrar, Jai Prakash University, Chappra.
6. Magadh University, Bodh Gaya, through its Registrar.
7. Vice- Chancellor, Magadh University, Bodh Gaya.
8. Registrar, Magadh University, Bodh Gaya.

.... Respondent/s

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Appearance :

For the Petitioners : Mr. Pradeep Chandra, Advocate
Mr. Rajesh Kumar Singh, Advocate
For the State : Mr. Alok Ranjan, A.C. to G.A. 6
For the University : Mr. Hans Raj, Advocate
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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

3 04-02-2017 The application is for restoration of C.W.J.C. No. 17286 of 2011 dismissed for default on 9th of September, 2016.

For the reasons mentioned in the Restoration Application, we are satisfied that the petitioners have shown sufficient cause for recall of the said order.



Consequently, the application is allowed, order dated 9th of September, 2016 passed in C.W.J.C. No. 17286 of 2011 is recalled and the Writ Application is restored to its original number.

(Hemant Gupta, ACJ)

(Chakradhari Sharan Singh, J)

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