

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.1531 of 2014

IN

Civil Writ Jurisdiction Case No. 15412 of 2010

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Managing Committee Of Mahatma Naumi Narayan High School, Lamichaur,
Anchal- Bhore, P.S. Bhore, District Gopalganj through its Secretary namely
Parmanand Chaudhary. Son of Late Babu Chaudhary Resident of Village-
Piyarauta, P.S.- Bhore, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar
2. Sri Amarjit Sinha, The Principal Secretary, Human Resources Department,
Government of Bihar, Patna.
3. Sri Ram Bujhawan Chaudhary, The Director, Secondary Education, Bihar,
Patna.
4. Sri Brajesh Kumar Ojha, The Deputy Director, Secondary Education, Bihar,
Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Suraj Narain Yadav, Adv

For the Respondent/s : Mr. Mritunjay Kumar, AC to GP-12

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL JUDGMENT

Date: 14-07-2017

Keeping in view the order passed by the respondents rejecting the case of the petitioner for affiliation after consideration, now on the ground that the considerations have not been made in accordance with the observations made by the Writ Court, I am of the considered view that it is not a fit case where action for contempt can be initiated. If the Writ Court was of the view that consideration has not been made properly, in spite of relegating the matter to the State Government and giving option to the State Government to proceed in accordance with law, the mandamus could



have been issued by the Writ Court and the Writ Court having left the issue to be decided by the State Government, the contention now that the State Government has not decided the issue, keeping in view the observations made by the Writ Court, is not a sufficient ground for initiating action for contempt.

In the facts and circumstances of the case, I am not inclined to initiate any action for contempt.

In case the petitioner has any grievance with regard to the manner in which his case for affiliation has been decided by the State Government, petitioner may have liberty to challenge the same, in accordance with law.

With the aforesaid, the application stands disposed of.

(Rajendra Menon, CJ)

Shageer/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	18/07/2017
Transmission Date	NA

