

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.909 of 2016
Arising out of
Civil Writ Jurisdiction Case No. 7303 of 2015**

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Md. Khurshid Alam, Son of Late Sadre Alam, Secretary of Sadre Alam Memorial
Inter Science College, Kaghzi Mohalla, Biharsharif, Nalanda.

.... Appellant/s

Versus

1. The Principal Secretary, Human Resources and Development Department,
Government of Bihar, Patna.
2. The Director Education of Higher Secondary Education, Bihar, Patna.
3. The Special Director Education, Government of Bihar, Patna.
4. The Chairman, Bihar School Examination Board, Bihar, Patna.
5. The Secretary, Bihar School Examination Board, Bihar, Patna.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Rupak Kumar, Advocate
For the BSEB : Mr. Girijesh Kumar, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 04-08-2017

This petition has been filed by one Sri Md. Khurshid
Alam and the prayer made is that the amount of Rs. 2,10,000/-
deposited be refunded back.

At the instance of the appellant Md. Khurshid Alam
who claims to be Secretary of an Institute in question, we are not
inclined to issue any such direction. Either the Institute should file the
appeal or the appeal should be filed in accordance with law after
proper authorization by the Institute to an authorized officer/person.
These requirement of law being lacking, we are not inclined to issue



any direction. Liberty shall be available to the Institute to initiate proceedings in accordance with law.

With the aforesaid, the Letters Patent Appeal stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

P.K.P.

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
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