

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9723 of 2017

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1. Dr. Mukteshwar Narayan Singh, son of Late Ram Yogendra Singh,
Resident of Village- Dadanpur, Post- Pirmaker, P.S.- Pirmaker, District-
Chapra (Saran) Petitioner

Versus

1. The Chancellor of the Universities, Raj Bhawan, Bihar, Patna.
2. B.R. Ambedkar University, Muzaffarpur through its Registrar.
3. Vice Chancellor, B.R. Ambedkar Bihar University, Muzaffarpur.
4. Registrar, B.R. Ambedkar Bihar University, Muzaffarpur.
5. Awadh Bihari Singh College, Lalganj, District- Vaishali through its
Secretary.
6. Governing Body through the Secretary, Awadh Bihari Singh College,
Lalganj, District- Vaishali.
7. Secretary, Governing Body, Awadh Bihari Singh College, Lalganj,
District- Vaishali. Respondents

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Appearance :

For the Petitioner : Mr. Abhinav Srivastava, Adv.

For the Respondents : M/S Rajendra Kumar Giri & Vikash Bharti, Advts.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

5 02-11-2017 Heard Mr. Abhinav Srivastava, the learned counsel
appearing for the petitioner, and Mr. Vikas Bharti, the learned
counsel appearing for the Bhim Rao Ambedkar Bihar University,
Muzaffarpur.

The petitioner, being aggrieved by the order of his
suspension, issued by the Secretary, Awadh Bihari Singh College,
Vaishali at Hajipur, on 24.01.2014, submitted that the Secretary
has got no jurisdiction to suspend the petitioner from the post of
the Principal of the College. The power of suspension is vested in
the governing body of the College.

The learned counsel for the petitioner, further,
submits that in any view of the matter the petitioner can not be
allowed to be under suspension beyond one year in terms of
Article 10 of the Service Statutes, related to the employees of all



the Universities. It has, further, been submitted that the petitioner has already filed representation before the Vice Chancellor of the Bhim Rao Ambedkar Bihar University, Muzaffarpur, vide Annexure 14/1, and the Vice Chancellor is competent to pass order on the order of suspension issued by the Secretary. It is submitted that the Vice Chancellor be directed to dispose off the representation of the petitioner within two months, from the date of receipt of this order.

On the other hand, the learned counsel for the University did not object.

Having considered the submissions of the parties, I dispose off the writ petition with a direction to the Vice Chancellor, Bhim Rao Ambedkar Bihar University, Muzaffarpur, to dispose off the representation of the petitioner within two months, from the date of receipt of this order and pass reasoned order.

Accordingly, this writ petition stands **disposed off**.

(Prabhat Kumar Jha, J)

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