

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6518 of 2018

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1. Ravi Raj,s/o Uma Shankar Prasad Gupta, R/o Mohalla - Desh Sewak Marg, P.S. - Brahampura, District - Muzaffarpur.
 2. Abhishek Kumar, son of Jiyalal Ram, Resident of Village - Bulaki Tola, P.S. Rajepur, District - East Champaran.
 3. Neyaz Ahmad, son of Md. Rasul Ansari, Resident of Village - Purandhara, P.S. - Palanwa, District - East Champaran.
 4. Sunil Kumar, son of Shri Sheo Pujan Prasad, resident of Village - Machhahan, P.S. - Motihari (Muffasil), District - East Champaran.
 5. Sandeep Kumar, son of Raj Kumar, Resident of Mohalla - Chak Musallahpur, Sweet Heart Lane, P.S. - Kadamkuan, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Education Department, Government of Bihar, Patna.
2. Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Vice-Chancellor, Baba Saheb Bhimrao Ambedkar (BRA) Bihar University, Muzaffarpur.
4. The Registrar, Bihar University, Muzaffarpur.
5. The Regional Director, Eastern Regional Committee National Council of Teachers Education, 15, Nilkanth Nagar, Nayapalli, Bhuneshwar, Orissa.
6. Chairman University Grant Commissione, New Delhi.
7. The Chancellor, Bihar State University.
8. The Director of distance Education (BRA) Bihar University, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. P. K. Shahi, Sr. Adv. Mr. Satyam Shivam Sundaram
For the State	:	Mr. Shankar Kumar Thakur, AC to GP 27
For the University	:	Mr. Sandeep Kumar Mr. Vikas Ratan Bharti
For the Chancellor	:	Mr. Rajendra Kumar Giri
For the UGC	:	Mr. Deepak Kumar
For the NCTE	:	Mr. Sunil Kumar Singh Mr. Azimuddin Mr. Ranvijay Singh

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 10-04-2018 Following are the reliefs sought for in the present writ application:-



“(i) For direction upon the respondent university to conduct first and second year examination for B. Ed (ODL mode) course for the session 2016-18.

(ii) For direction upon the concerned respondents to approve the regulation sent by the university to the Hon’ble Chancellor in this regard.

(iii) For a further direction upon the respondent UGC to grant approval to the B. Ed (ODL) course conducted by the directorate of distance education (BRA) university, Muzaffarpur, if any required.

(iv) For any other relief/reliefs for which the petitioners are found entitled to.”

The petitioners claim that they are students of B. Ed (ODL mode) course for the sessions 2016-18, run by the Director of Distance Education of B. R. A. Bihar University, Muzaffarpur.

It is evident from the pleadings in the writ application that without there being regulation in place, the petitioners have taken admission in the said course. It is the petitioners’ case that the draft regulation is pending in the Office of the Chancellor,



Universities of Bihar, for approval.

Whether any examination for the said course is to be conducted or not will certainly depend on the decision of the Chancellor to be taken in respect of the approval of the regulation, which is pending.

This application is, accordingly, disposed of with an observation that let a decision be taken by the Office of the Chancellor in respect of approval of the draft regulation, if the same has been sent and is pending.

The Court, however, indicates that while taking any decision on approval of draft regulation for B. Ed. Course in question, it will have to be kept in mind, whether or not the B. Ed. Course can be allowed to be undertaken through distance education mode.

(Chakradhari Sharan Singh, J)

Prabhakar Anand/-

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