

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.997 of 2017

In
Civil Writ Jurisdiction Case No.4542 of 2017

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1. The Bhupendra Narayan Mandal University, Laloo Nagar, Madhepura, Bihar through its Vice Chancellor.
 2. Controller of Examinations, Bhupendra Narayan Mandal University, Laloo Nagar, Madhepura, Bihar.

... .. Appellant/s

Versus

1. Arvind Kumar Mahto Son of Yogendra Prasad Mahto Resident of CC-42, Peoples Cooperative Colony, Kankarbagh, P.O. Lohiya Nagar, P.S. Kankarbagh, Town & District- Patna.
2. The Purnia College, Purnia, through its Principal.
3. The State of Bihar, through the Principal Secretary, Education Department, Government of Bihar, New Secretariat, Patna.

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Raju Giri, Advocate
		Mr. Santosh Kr. Mishra, Advocate
For the Respondent/s	:	Mr. Sumit Kr. Jha, Advocate
For the State	:	Mr. S.S. Tiwary, AC to AAG-15

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date : 13-04-2018

After having heard counsel for the University and the private respondent we are satisfied that the occasion for imposing cost of Rs. 24,000/- on the Vice-Chancellor, Registrar and Controller of Examination was uncalled for. Even the private respondent had contribution to make by continued participation in the examinations and passing of the same subsequently cannot be viewed independently of the Regulation of the University.



In totality, therefore, the order imposing cost upon the University officials stands set aside. However, other direction with regard to providing mark-sheet and result of BCA for the Sessions 2009-2012 is not interfered with. University will be obliged to carry out the said direction without further delay.

Appeal stands allowed to the extent indicated above.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Rajesh/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	16.04.2018
Transmission Date	NA

