

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.113 of 2018

In

Civil Writ Jurisdiction Case No. 16305 of 2017

- =====
1. Sri Ram Chandra Senior Secondary School, Raja Pakar Vaishali at Hajipur through its Secretary Rajiv Kumar S/o Sri Ram Lalan Rai R/o village + P.S. - Raja Pakar, District - Vaishali at Hazipur.
 2. Sri Kapildeo Rai Senior Secondary School Sumariganj, Chehara Kala, District Vaishali at Hazipur through its Secretary, Akhilesh Kumar S/o Sri Suresh Rai R/o village - Salempur Dumaria, P.S. - Goraul, District - Vaishali at Hazipur.

.... Appellant/s

Versus

1. The State of Bihar through the Secretary, Human Resources Development Department, Government of Bihar, Patna.
2. The Bihar School Examination Board (Senior Secondary), Budh Marg, Patna through its Chairman.
3. The Chairman, Bihar School Examination Board (Senior Secondary), Budh Marg, Patna.
4. The Secretary, Bihar School Examination Board (Senior Secondary), Budh Marg, Patna.
5. The District Education Officer, Vaishali at Hazipur.
6. The Deputy Development Commissioner-cum-Chairman (Inspecting Team), Vaishali at Hazipur.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ashok Kumar Singh, Advocate

For the Respondent/s : Mr.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN

PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 11-04-2018 Delay of 1 day in filing of the appeal is condoned.

I.A. No. 1415 of 2018 is allowed and disposed of.

Keeping in view the fact that the school from where
the petitioner submitted the form and took admission to the course



in question was not approved by the Government and the students of the School were permitted to take the examination from other Schools, we see no reason to make any indulgence into the matter. The learned Writ Court has rightly gone into the question of status of the School and its functioning without proper approval and without following the due process of law and in refusing relief to the petitioner on such consideration. We see no reason to make any indulgence when the right of the students have been protected by permitting them to appear at the examination from another School.

The appeal stands dismissed.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/-

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