

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2871 of 2017

In
Letters Patent Appeal No.687 of 2014

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Kalika Prasad Singh, S/o Late Ram Udar Singh, Retired In Charge H.M. of
Anand Sanskrit High School, Mirjapur, Raj Nagar, Madhubani, R/o vill.
Simri, P.S. Raj Nagar, District – Madhubani

... .. Petitioner/s

Versus

The State Of Bihar Through The Chief Secretary, Government Of Bihar,
Patna, Sri Anjani Kumar Singh & Ors

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ram Shankar Das
For the Respondent/s : Mr. Ashutosh Ranjan Pandey - Aag 15

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 20-07-2018

In para 6 of the order passed in L.P.A. 687/2014 on
03.05.2016 the following directions have been issued:

We have heard learned counsel for the parties and find
that the present Letters Patent Appeal is required to be disposed of
in the light of the order passed by the Single Bench of this Court
on 10th of April, 2012 in C.W.J.C. No. 1727 of 2009 (Saraswati
Bhawan Jai Kant Madhyamik Sanskrit Vidyalaya, Chikna Vs. The
State of Bihar & Ors.) with a direction to the Bihar Sanskrit
Shiksha Board for considering the availability of the infrastructure
for the purpose of recognition. Once the Board finds that the
institution of the appellant is not deficient in infrastructure or is
capable of meeting out the deficiencies, the Bihar Sanskrit Shiksha



Board will make recommendation to the State for necessary orders; otherwise, the appellant will be informed of the deficiencies to enable the appellant to take recourse to the remedies in accordance with law.

Now from the counter affidavit filed by the State Government and the Board we find that based on the inspection conducted, the matter was referred by the State Government along with the inspection report to the Board and the Board by a detailed order passed vide the annexure 'E' on 30.05.2018 the Board has issued a show cause notice pointing out the deficiencies to the institute in question and they have been directed to remove the same and inform the Board.

That being so, now we are not inclined to proceed in the matter any further. The proceedings are dropped and the parties granted liberty to raise their grievance in accordance with law.

With the aforesaid, the application stands disposed.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/Uma/-

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