

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16714 of 2019

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Gurukul Senir Secondary (Plus 2) School Patori Singheshwar, District Madhepura through its Principal-cum- Secretary Smt. Sunita Kumari, Wife of Sanjeev Kumar, Gauripur, Ward No. 8, Singheshwar, P.O. Singheshwar, P.S. Singheshwar, District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Government of Bihar, Patna.
2. The Bihar School Examination Board (Senior Secondary), Budh Marg through its Chairman.
3. The Affiliation Committee, Bihar School Examination Board (Senior Secondary) through its Chairman.
4. The Chairman, Bihar School Examination Board, Patna.
5. The Director Academic (Senior Secondary), Bihar School Examination Board, Budh Marg, Patna.
6. The Secretary, Bihar School Examination Board, Budh Marg, Patna.
7. The District Education Officer, Madhepura, P.S. and District- Madhepura.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Dr. Sanjay Kumar Singh, Advocate
For the State	:	Mr.Sanjay Kumar, AC to GP-17
For BSEB	:	Mr. Sunil Kumar Mandal, Advocate

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 19-08-2019 The petitioner is aggrieved by inaction on the part of the respondents in taking appropriate decision on the claim of the petitioner.

Similar issue was considered by this Court in CWJC No. 12645 of 2019 which was disposed of on 25.6.2019. The relevant part of the order reads as under:

“The Bihar School Examination Board as well as the State Government is supposed to verify the claim and on scrutiny as to infrastructure and other teaching facility they



have to take decision with regard to intake capacity objectively.

Since the objection of the petitioner with regard to intake capacity is pending at the level of the respondents as evident from Annexure-7 series, the writ petition is disposed of with direction to the Examination Board as well as the Education Board to take appropriate decision in accordance with law on the representation contained in Annexure-7 series, if not already decided, at the earliest, preferably within a period of sixty days from the date of receipt/production of a copy of this order.”

In view of the above, the present writ petition is disposed of with the direction to the respondents to take appropriate decision on the representation of the petitioner, contained in Annexure-5 at the earliest preferably within a period of sixty days from the date of receipt/production of a copy of this order.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

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