

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.15429 of 2021**

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Ayushi Singh, Daughter of Raju Kumar, Resident of Village - Naya Tola Sabnima, Athmalgola, Police Station - Athmalgola, District - Patna, under the guardianship of her father namely Raju Kumar, Male, aged about 45 years, Resident of Village - Naya Tola Sabnima, Athmalgola, Police Station - Athmalgola, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Bihar, Patna.
2. The Director, Secondary Education, Education Department, Bihar, Patna.
3. Patliputra University, Old Bypass, Kankarbagh, Patna through its Vice - Chancellor.
4. Bihar School Examination Board, Patna, Bihar, through its Chairman.
5. Ram Lakhan Singh Yadav College, Bakhtiyarpur, Patna (A constituent unit of Patliputra University, Patna) through its Principal.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Parijat Saurav, Adv.  
For the Respondent/s : Mr. Prabhakar Jha, (Gp27)

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**CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI**  
**ORAL JUDGMENT**

**Date : 30-11-2021**

Heard the parties.

2. In the instant petition, the petitioner has prayed for the following relief:

*“(i). For issuance of writ in the nature of **Mandamus** or any other appropriate writ or order, commanding the respondents to allow the petitioner to fill her examination application form for the session 2020-22 for intermediate in science (Class XII) from the Ram Lakhan Singh Yadav College, Bakhtiyarpur, Patna (A constituent unit of Patliputra University, Patna) and appear in the intermediate in science (I.Sc.) examination (Class XII) conducted by*



*Bihar School Examination Board, Patna, Bihar; which is being denied to the petitioner despite her admission with the college.*

*(ii). For issuance of interim order during the pendency of the present writ application, directing the respondents to allow the petitioner to fill the examination form and appear in the I.Sc. Examination in the 2020-22 session, subject to outcome of the present case.*

*(iii). For issuance of any other appropriate writ, order or direction which your Lordships may deem fit and proper in the facts and circumstances of the case.”*

2. During the pendency of the petition the respondent have passed an order on 20<sup>th</sup> November 2021 and it was communicated to the petitioner. Petitioners grievance has been turned down. In the light of the aforesaid development the present petition stands disposed of reserving the liberty to the petitioner to question the validity of the order dated 20<sup>th</sup> November 2021 with the aforesaid observation the present writ petition stands disposed of.

3. At this stage learned counsel for the petitioner sought for making an application for amendment of the present petition. It is hereby rejected since the petitioner is required to question the validity of order dated 20<sup>th</sup> November 2021 by furnishing additional statement of facts, additional grounds and additional prayer. Thereafter, the concerned respondent was required to file



counter statement on amended petition. These formalities would lead to complications, therefore, the aforesaid request is hereby rejected.

(P. B. Bajanthri, J)

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