

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1953 of 2022

Dr. Anita Kumari Mishra Wife of Devjee Mishra Village- Jagatpur near
Brahmasthan, P.S.- Krishnagarh, District- Bhojpur at Ara.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department Education Department, Government of Bihar, New Secretariat, Patna.
2. The Honble Chancellor, Universities of Bihar, Raj Bhawan, Patna.
3. The Chief Secretary, Government of Bihar, Main Secretariat, Patna.
4. The Principal Secretary, Department of Education, Government of Bihar, New Secretariat, Patna.
5. The Principal Secretary to the Honble Chancellor, Governors Secretariat, Rajbhawan, Bihar, Patna.
6. Dr. Surendra Pratap Singh Son of not known Vice-Chancellor, Lalit Narayan Mithila University, Darbhanga.
7. Dr. Hanuman Prasad Pandey Son of not known Vice-Chancellor, BRA Bihar University, Muzaffarpur.
8. Dr. Rajendra Prasad Son of not known Vice-Chancellor, Magadh University, Bodh Gaya.
9. Dr. Jawahar Lal Son of not known Pro Vice-Chancellor, Munger University, Munger.
10. Dr. C.S. Choudhary Son of not known Pro Vice Chancellor, Veer Kunwar Singh University, Ara.
11. Lalit Narayan Mithila University, Darbhanga through the Registrar.
12. The Registrar, Lalit Narayan Mithila University, Darbhanga.
13. BRA Bihar University, Muzaffarpur through the Registrar.
14. The Registrar, BRA Bihar University, Muzaffarpur
15. Magadh University, Bodh Gaya through the Registrar.
16. The Registrar, Magadh University, Bodh Gaya.
17. Munger University, Munger through the Registrar.
18. The Registrar, Munger University, Munger through
19. Veer Kunwar Singh University, Ara. through the Registrar.
20. The Registrar, Veer Kunwar Singh University, Ara.



21. The Principal Secretary to the Governor, Bihar.
22. Central Bureau of Investigation through the Superintendent of Police ACB Baily Road, Patna.
23. Additional Chief Secretary (Vigilance), Government of Bihar, Soochna Bhawan, Patna.
24. The Special Vigilance Unit, Government of Bihar, Patna through Additional Director General of Police SVU, 5, Daroga Rai Path, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Sanjeev Kumar Mishra, Advocate Ms. Manini Jaiswal, Advocate
For the Respondent/s	:	Mr. Rajendra Kumar Giri, Advocate Mr. Arvind Kumar, Spl. P.P. Vigilance Mr. Md. Nadim Seraj, Advocate Mrs. Nivedita Nirvikar, Advocate Mr. Ritesh Kumar, Advocate Ms. Archana Palkar Khopde, Advocate Dr. Anand Kumar, Advocate Mr. Abhinay Raj, Advocate Mr. Sanjeev Kumar, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/ Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

2 25-03-2022 Petitioner has prayed for the following relief(s):-



- I) For declaration that the existence of Maharaja Law College is bad arbitrary and unsustainable in the eye of law as no decision from the Bihar Government has been taken till date for creation of Maharaja law College.
- II) To declare that the huge amount in the name of Maharaja Law College by the University authorities are nothing but a colourable exercise of power resulting embezzlement of government revenue because of the fraud committed by the respondent authorities.
- III) For direction upon the respondent authorities to investigate the financial illegalities/defalcation, committed by the university officials in connivance with the highest authorities of the Universities well as the State and the investigations is required to be done under the monitoring of this Hon'ble Court as the huge amount has been defalcated by means of cheating and fraud by the top officials and there is apprehension that they can manage the investigating agencies through their power.
- IV) For commanding the Respondents to institute an enquiry by the Special Vigilance Unit with regard to the policy decisions and misuse of University funds in Crores, taken by the Vice-Chancellors and In-charge Vice-Chancellors in the Universities of Bihar.
- V) For commanding the Respondents to institute an enquiry by the Special Vigilance Unit to find out the quantum of funds manipulated by the highest officials including Vice-Chancellors/In-charge Vice-Chancellors and other officers of the Universities of Bihar violating the Governing Laws framed for spending the said funds.
- VI) For commanding the Respondents to institute an enquiry by the Special Vigilance Unit or other independent agency with regard to the illegalities done in the appointments of Vice-Chancellors, Pro Vice-Chancellors and other officers of the University violating the laid down Provisions as contained in Section 10 of the Bihar State Universities Act, 1976 as well as directions issued by the Hon'ble Court.
- VII) For commanding the Respondents to institute an enquiry by the Special Vigilance Unit with regard to the



illegalities done in the appointments of Registrars violating the laid down Provisions as contained in Section 18 of the Bihar State Universities Act, 1976.

VIII) For restraining the office of the Chancellor to interfere in the matter of investigation being done of the Government with regard to corruption charges of the university authorities by issuing the letter dated 25.1.2022 to the Chief Secretary Government of Bihar and the said letter has been published in the daily news paper.

IX) The petitioner further prays that this court may monitor the investigation.

X) For grant of any other relief/reliefs for which the petitioner may be found entitled in the facts and circumstances of the case.

Learned counsel for the petitioner seeks permission to withdraw the present petition with the objection raised by the respondents of the locus of the present petitioner.

We allow the petitioner to withdraw the present petition.

The instant petition stands disposed of as



withdrawn.

Interlocutory Application(s), if any, shall stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

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