

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6857 of 2022

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Razi Ahmad Shaheen S/o Fakhruddin Seth R/o Shakur Colony, Samanpura,
Raza Bazar, P.O.- B.V. College, P.S.- Shashtri Nagar, Patna, District- Patna,
Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Honble Chancellor of the Universities of Bihar through the Principal Secretary, Governors Secretariat, Raj Bhawan, Patna.
3. The Principal Secretary, Governors Secretariat, Raj Bhawan, Patna.
4. The Principal Accountant General (Audit), Abhilekhagar Bhawan, Veer Chand Patel Path, Patna.
5. The Additional Chief Seecretary, Education Department, Government of Bihar, Patna.
6. The Lalit Narayan Mithila University, Darbhanga, Bihar through its Registrar.
7. The Vice Chancellor, Lalit Narayan Mithila University, Darbhanga, Bihar.
8. The Registrar, Lalit Narayan Mithila University, Darbhanga, Bihar.
9. The Purnea University, Purnea, Bihar through its Registrar.
10. The Vice Chancellor, Purnea University, Purnea, Bihar.
11. The Registrar, Patna University, Purnea, Bihar.
12. The B.N. Mandal University, Madhepura, Bihar through its Registrar.
13. The Vice Chancellor, B.N. Mandal University, Madhepura, Bihar.
14. The Registrar, B.N. Mandal University, Madhepura, Bihar.
15. Pawan Kumar Jha S/o Late Deonarayan Jha Retd. as the Professor, Department of Political Science, D.S. College, Katihar, at present R/o Amla Tola, Behind S.B.I. Gali, Near Nandvane Handloom Showroom, P.O. and P.S.- Katihar, District- Katihar, Bihar- 854105.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar Singh, Advocate
For the Respondent/s : Smt. Shilpa Singh (G.A.12)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

Date : 24-06-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

1. That, the present writ petition has been filed in the form of Public Interest Litigation with a prayer for issuance of appropriate writs, orders or directions seeking following relief/reliefs:-
 - (i) For issuance of the appropriate writs, orders or directions to the Registrar, Lalit Narayan Mithila University, Darbhanga to act upon in light of his enquiry report as contained in his letter no. 12805/02 dated 17.09.2002 (Annexure -4).
 - (ii) For issuance of appropriate writs, orders or directions to the Respondent No. 3 to ensure compliance of the directions as issued by the Governor's Secretariat, Bihar vide it's Memo dated 16.10.2002 and 03.07.2003 (Annexure-5 and 6 respectively).
 - (iii) For issuance of appropriate writs, orders or directions to the Respondent No. 5 to make an enquiry as to how illegal payment and promotion has been given to the Respondent No. 15 on the basis of his illegal and irregular Ph. D. Degree whereas specific finding is recorded in the enquiry report of the Lalit Narayan Mithila University, Darbhanga (Annexure- 4) that the Ph.D. Degree of the Respondent No. 15 is illegal and irregular and the legal

action is required to be taken against him and further the Respondent No. 5 may be directed to fix the responsibility for the same.

(iv) For issuance of appropriate writs, orders or directions to the authorities concerned to recover the illegal payments made to the Respondent No. 15 which has resulted in to the loss of public money,

(v) For issuance of the appropriate writs, orders or directions to the Respondent No. 4 to make a proper audit in the instant matter and he may further be directed by this Hon'ble Court to make an enquiry and conduct an audit to ensure that none of the Universities' employee get the financial benefits which they are not entitled to under the provisions of law,

(vi) Further the Audit Section of the Education Department of the State of Bihar may be directed to look in to the matter and other similar matters so that the public money may not be looted in the manner as has been done by the Respondent 15 in the instant case with the collusion of the Universities Authorities as well as the State authorities.

Learned counsel for the petitioner seeks permission to
withdraw this petition.

Permission is granted.

This petition is disposed of as withdrawn.

(Sanjay Karol, CJ)

(S. Kumar, J)

veena/rajiv-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	