

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10715 of 2020

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Ram Babu Prasad Yadav, S/o Sitasharan Prasad Yadav, Resident of Village
Kharaka PS Dumra District - Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through Secretary Human Resource Development
Department Bihar, Patna.
2. The Project Director, Bihar Education Project Council, Patna.
3. The District Officer, Sitamarhi.
4. The District Programme Officer, Secondary Education, Sitamarhi.
5. The Block Education Officer, Dumra, Dist.- Sitamarhi.
6. The Circle Officer, Dumra, Dist.- Sitamarhi.
7. The Principle middle School, Banchauri, Anchal- Dumra Dist.- Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Alok Kumar Jha
For the Respondent/s : Mr.Lalit Kishore (Ag)

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**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 20-04-2022 The case is being taken up from defect side.

Learned counsel for the petitioner is directed to
submit the original petition along with attested affidavits and
also remove the defects pointed out by the Registry within two
weeks from today.

The petitioner by way of this writ petition assailed the
decision of the Project Director, whereby he has refused to
upgrade the Middle School, Kharka while another school
namely Banchauri School is being considered for up-gradation.

Learned counsel submits that Middle School, Kharka



has all the requisite facilities and deserves to be recommended for up-gradation to Class-X.

I have considered the submission.

Question regarding up-gradation of schools is a purely administrative issue which requires to be examined at the level of the educational authorities. The Director, who is the authority will examine finally whether a particular school is required to be upgraded or not as per the facility available there. If sufficient infrastructure is available with the Middle School, Kharka, the petitioner may make an appropriate representation to the Director, who shall examine the issue independently and take a decision by speaking order at its own level preferably within a period of three months from the date of filing of the representation.

The writ petition is disposed of with the aforesaid terms.

(Sanjeev Prakash Sharma, J)

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