

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Writ Jurisdiction Case No.1395 of 2019**

Arising Out of PS. Case No.-139 Year-2019 Thana- ARA NAWADA District- Bhojpur

---

1. DR.KISMAT KUMAR SINGH Son of Late Lalit Mohan Singh Department of Philosophy, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
2. Dr. Vandana Suman Daughter of Late Dr. Anant Lal Choudhary Department of Philosophy, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
3. Dr. Purti Mahaur Daughter of Sri Om Prakash Mahaur Department of Philosophy, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
4. Dr. Narendra Kumar Singh Son of Late Gaya Prasad Singh Department of Economics, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
5. Dr. Shabnam Perwin Daughter of Md. Zakaria Department of Economics, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
6. Dr. Lalan Ram Son of Sri Balgovind Ram Department of Geography, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
7. Dr. Gulab Phalahari Son of Late Kameshwar Phalahari Department of Economics, J.J. College, Ara, P.S.- Ara Nawada, District- Bhojpur.
8. Dr. Anil Kumar Singh Son of Uma Shankar Singh Department of Political Science, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
9. Dr. Sandeep Kumar @ Sandip Sagar Son of Sri Vidya Sagar Department of Geography, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
10. Dr. Amrit Lal Jaiswal Son of Sri Hari Ram Jaiswal Department of Economics, J.J. College, Ara, P.S.- Ara Nawada, District- Bhojpur.
11. Dr. Kamlesh Sharma Daughter of Udho Ram Bhatnagar Department of Philosophy, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
12. Dr. Naresh Prasad Singh Son of Late Vimalleshwar Prasad Singh Department of Economics, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
13. Dr. Prakash Chandra Dubey Son of Late Mangal Dubey Department of Philosophy, H.D. Jain College, Ara, P.S.- Ara Nawada, District- Bhojpur.
14. Dr. Vijaya Laxmi Daughter of Prof. I.D. Sharma Department of Home Science, M.M.M. College, Ara, P.S.- Ara Nawada, District- Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar,through the Principal Secretary, Deptt. of Home, Govt. of Bihar, Patna. Bihar, Patna.
2. Principal Secretary, Deptt. of Education (Higher Secondary), Govt. of Bihar, Patna. Bihar, Patna.
3. Director, Deptt. of Education (Higher Secondary), Govt. of Bihar, Patna. Bihar, Patna.
4. Director, Deptt. of Education (Secondary Education), Govt. of Bihar, Patna. Bihar, Patna.
5. District Education Officer, Bhojpur at Ara. Bhojpur at Ara.
6. Bihar School Examination Board, Patna through its Secretary Patna.



7. The Chairman, Bihar School Examination Board, Patna. Patna.
8. Controller of Examination cum Joint Secretary, Bihar School Examination Board, Patna. Patna.
9. Superintendent of Police, Bhojpur at Ara Bhojpur at Ara.
10. Investigating Officer of Ara Town P.S. Case No. 139 of 2019 dated 07-03-2019. Ara
11. Principal, H.D. Jain College, Ara ( Veer Kunwar Singh University ). Ara.

... .. Respondent/s

---

---

**Appearance :**

|                      |   |                         |
|----------------------|---|-------------------------|
| For the Petitioner/s | : | Mr.Nilesh Kumar         |
| For the V.K.S.U.     | : | Ms. Nutan Sahay         |
| For the Respondent/s | : | Mr. Prabhat Kumar Verma |
| For the BSEB         | : | Mr. Sunil Kumar Mandal  |

---

---

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

4      07-08-2023                      Heard the parties.

2. This application has been filed for setting aside the FIR bearing Ara Nawada P.S. Case No. 139 of 2019 registered for the offence under Sections 166(A) and 174 of the Indian Penal Code and under Section 9 of the Bihar School Examination Board Act, 1981.

3. Learned counsel for the petitioner submits that this case is squarely covered by the Judgment of this Court in Dr. Anil Kumar Sinha and Ors. Vs. State of Bihar and Ors.

4. Learned counsel for the BSEB, learned counsel for the VKSU and learned APP for the State also accept this fact.

5. In view of the above and for the grounds mentioned in the order dated 12.09.2022 passed in Cr. W.J.C. No. 1650 of 2019, this application is allowed.



6. Accordingly, the FIR bearing Ara Nawada P.S. Case No. 139 of 2019 and all the subsequent proceedings arising out of the aforesaid FIR is hereby quashed.

**(Sandeep Kumar, J)**

Vikas/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

