

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5744 of 2024

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Mojammil, Son of Rafik, resident of village & P.O.- Chakdariya, P.S. -
Lodipur, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Education Department, Govt. of Bihar, Patna.
2. The Chief Secretary, Govt. of Bihar, Patna.
3. The Principal Secretary-cum-Addl. Chief Secretary, Education Department, Govt. of Bihar, Patna.
4. The Special Director, Secondary Education, Department of Education, Govt. of Bihar, Patna.
5. The Bihar State Madarsa Education Board, Patna through its Secretary.
6. The Chairman, Bihar State Madarsa Education Board, Patna.
7. The Secretary, Bihar State Madarsa Education Board, Patna.
Nos. 5 to 7 are at Apex Tower, Haroon Nagar, Sector - II, P.S. Phulwari Sharif, District- Patna.
8. Md. Saifullah, Son of Md. Naimuddin
9. Md. Fuzail, Son of Md. Ilyas,
10. Md. Ilyas Son of Haji Md. Ishaque.
11. Md. Nakiullah, Son of Md. Faiyaz
12. Md. Jamaluddin, Son of Late Sayeed
13. Md. Wasimuddin, Son of Haji Md. Ismail
14. Md. Hasan, Son of Md. Nasimuddin
Nos. 8 to 14 are residents of Village & P.O. - Chakdariya, P.S. - Lodipur,
District - Bhagalpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Md. Rashid Alam, Advocate
For the Respondent/s	:	Mr. Vikash Kumar, SC-11
For Madarsa Board	:	Mr. Shahzad Hassan Khan, Advocate Md. Aslam Ansari, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 05-04-2024



The petitioner has sought for removal of the Chairman of the Bihar State Madarsa Education Board, Patna and for proper constitution of the Board.

2. The learned Government Advocate points out that by Bihar State Madarsa Education Board (Amendment) Act, 2024, specifically Section 5, a new sub-section (6) has been added in Section 29 of the existing Act which dissolves the existing Bihar State Madarsa Education Board. By Clause (b) of sub-section (6), the State Government in the Department of Education has also appointed an Administrator not below the rank of Secretary to the Government to manage the affairs of the Board. In such circumstances, nothing survives in the writ petition.

3. The writ petition stands closed.

(K. Vinod Chandran, CJ)

(Harish Kumar, J)

P.K.P./-

AFR/NAFR	
CAV DATE	
Uploading Date	05.04.2024
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