

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18572 of 2024

Dr. Arvind Kumar Sinha, Son of Lakhandeo Prasad, resident of A/459, A.G. Colony Park, Near Shiv Mandir, P.S.-Ashiananagar, District-Patna.

... .. Petitioner/s

Versus

1. The Union of India
2. The State of Bihar through its Chief Secretary, Govt. of Bihar, Old Secretariat, Patna.
3. The Additional Chief Secretary, Health Department, Vikash Bhawan, New Secretariat, Bailey Road, Patna.
4. The Additional Chief Secretary, Education Department, Vikash Bhawan, New Secretariat, Bailey Road, Patna.
5. The Director General of Police, Patel Bhawan, Bailey Road, Patna.
6. The District Magistrate, Patna.
7. The Principal Accountant General (Audit) Bihar, Birchand Patel Marg, Patna.
8. Surendra Rai, OSD-cum -Director General Ayush, Vikash Bhawan, New Secretariat, 1st Floor, Patna.
9. Renu Kumari, OSD Vikash Bhawan, New Secretariat, 1st Floor, Patna.
10. The Director Unani, Directorate of Ayush, Vikash Bhawan, Bailey Road, Patna.
11. The Rajkiya Tibbi College and Hospital through the Principal, Near Budh Murti, Kadamkuan, Patna.
12. Dr. Prof. Muzuffur Rahman (now at present contracted), the Principal, Rajkiya Tibbi College and Hospital through the Principal Near Budh Murti, Kadamkuan, Patna.
13. Ministry of Ayush through its Secretary, Ayush Bhawan, B Block, GPO Complex, INA New Delhi.
14. National Commission For Indian System of Medicine (NCISM) 516, 5th Floor, CCRUM, 51-65, Institutional Area, Janakpuri, D Block, New Delhi.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Kumar Malendu, Advocate
For the UOI	:	Mr. Alok Kumar, CGC
For the Resp. No. 7	:	Mr. Arun Kumar Arun, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE PARTHA SARTHY



ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 06-12-2024

The writ petition filed as a public interest litigation seeks proper inquiry and direction against the officials of the Respondent No. 11, Rajkiya Tibbi College & Hospital (for brevity 'College'), who have allegedly admitted students to the BUMS Course, on the strength of forged and fabricated mark-sheets/certificates of Fazil. The admission of the 16 students who are referred to Annexure-P/2, is also to be cancelled, is the submission; raised without impleading any of these students.

2. The averments in the writ petition is supported by representations produced as Annexure-P/1 and Annexure-P/2, which speaks of the 16 students who have been wrongly admitted to the College. The recommendation made itself is of the year, 2020 and there is no reason to now initiate an inquiry, after four years, especially since none of the affected students have been impleaded herein, who would be prejudiced by any orders passed by us.

3. We find no reason to entertain the public interest litigation, but make it clear that any orders passed in the inquiry with notice to the students, against whom allegations are raised, would not be affected by the dismissal of the writ petition.



4. The writ petition stands dismissed.

(K. Vinod Chandran, CJ)

(Partha Sarthy, J)

Sujit/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	09.12.2024
Transmission Date	

