

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2699 of 2025

In

CRIMINAL MISCELLANEOUS No.72012 of 2023

Arising Out of PS. Case No.-303 Year-2022 Thana- AIRPORT District- Patna

Mahant Kamal Narayan Das Parentage Unknown Chela of Late Mahant Balram Das, Resident of Ramkot Parsagarh Matth, Parchua, P.S- Parsagarh, District- Saran, at present Secretary of Bihar Sanskritik Vidyapeeth, Raja Bazar, Sheikhpura, P.S- Airport, District- Patna-800014

... .. Petitioner/s

Versus

1. Jagat Narayan Sharma Son of Late Nageshwar Rai Resident of village- Kewtaliya, P.S- Darauli, District. Siwan, presently R/o- Bihar Sanskritik Vidyapeeth, Raza Bazar, Patna-14
2. Daves Sharma S/O Sri Jagat Narayan Sharma Resident of village- Kewtaliya, P.S- Darauli, District. Siwan, presently R/o- Bihar Sanskritik Vidyapeeth, Raza Bazar, Patna-14
3. Subhash Tiwari Son of Late Ramchandra Tiwari Resident of village- Bharsar, P.S- Bankata, District- Deoria (U.P), At present residing at Bihar Sanskritik Vidyapith, Raja Bazar, Patna-14
4. Mahanth Divyanand Son of Late Mahanth Akhilanand Resident of village- Khaddi Lodipur, P.S- Telhara, District- Nalanda, At present residing at Bihar Sanskritik Vidyapith, Raja Bazar, Patna-14
5. Ritesh Kumar Son of Sri Subhash Tiwari Resident of village- Bharsar, P.S- Bankata, District- Deoria (U.P.), At present residing at Bihar Sanskritik Vidyapith, Raja Bazar, Patna-14.
6. The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ramakant Sharma, Sr. Advocate
For the Opposite Party/s	:	Mr. Ajay Kumar Thakur, Advocate
For the State	:	Mr. Rajesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
CAV JUDGMENT

Date : 13-08-2025

Heard Mr. Ramakant Sharma, learned senior counsel
for the petitioner, Mr. Ajay Kumar Thakur, learned counsel for the
Opposite Party No. 2 as well as Mr. Rajesh Kumar, learned A.P.P.
for the State.

2. The present modification application has been filed
for modifying the order dated 16.04.2024 passed in Cr. Misc. No.
72012 of 2023.



3. Learned counsel for the petitioner submits that the learned Court has directed to maintain *status quo* and apart from that the Court has granted bail to the petitioners who are Opposite Parties in the present modification application. He further submits that the petitioner is the elected Secretary of Bihar Sanskrit Vidyapith, Patna. The Executive Committee is duly elected by the Aam Sabha and registered under Society Registration Act and duly approved by Inspector General Registration, Bihar, Patna vide letter no. 206 dated 24.04.2024.

4. Learned counsel for the petitioner submits that the condition mentioned in the operative portion of the order dated 16.04.2024 passed in Cr. Misc. No. 72012 of 2023, the opposite parties first set have not allowed to carry and discharge the necessary maintenance work and day to day required rituals and making arrangement for proper functioning of the educational institution for imparting Sanskrit education with vedic teaching amix with the modern scientific knowledge.

5. Learned counsel for the petitioner submits that the petitioner has filed a petition on 27.12.2024 addressing to the Assistant Registrar, Registration Department, Government of Bihar seeking permission to allow the Executive Committee of Bihar Sanskrit Vidyapith to carry maintenance work and routine work for better management and upliftment of Vidyapith and also



tried to convince the authority of Registration Department that order passed by the Hon'ble Court containing condition of maintaining *status quo* is interim in nature. He further submits that petitioner is representing duly elected and duly recognized Executive Committee of the Vidyapith and as such order/observation of Hon'ble Court "both the parties are directed to maintain *status-quo*" may not be applicable in the present facts and circumstances as mentioned aforesaid. He further submits that the duly elected Executive Committee, registration no. 11/1956-57 has been renewed and said committee has vested power and right to take decision regarding functioning of Vidyapith.

6. Learned counsel for the petitioner submits that the petitioner has filed a representation dated 27.01.2024 before the Registration Department but the department has not taken any decision and asked the petitioner to seek modification of order dated 16.04.2024 passed in Cr. Misc. No. 72012 of 2023. Then the petitioner has approached before this Court for modification of the order dated 16.04.2024.

7. Learned counsel for the Opposite Party No. 2 submits that the modification is not required in the present case on the ground that the Title Suit No. 6 of 2020 is still pending for consideration before the competent Court of law and one another Title Suit No. 303 of 2021 is also pending and the parties shall



abide the outcome of the aforesaid title suit and the Court has granted *status-quo* on the ground that the title suit is pending between the parties.

8. Considering the aforesaid facts that after passing the order dated 16.04.2024 passed in Cr. Misc. No. 72012 of 2023 the Registration Department has approved the petitioner as an elected Secretary of Bihar Sanskrit Vidyapit, Patna and the Executive Committee is also elected by the Aam Sabha and the same is registered under the Society Registration Act and the *status quo* is maintained in the aforesaid order has become hurdle in day to day functioning. Hence, the order dated 16.04.2024 is modified to the extent that the sentence “both the parties are directed to maintain *status-quo*” shall be expunged from the said order.

9. Accordingly, the present modification petition stands disposed of.

(Rajesh Kumar Verma, J)

Vanisha/-

AFR/NAFR	NAFR
CAV DATE	08.08.2025
Uploading Date	13.08.2025
Transmission Date	13.08.2025

