

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.2394 of 2024**

Mahanth Vidyanand Shastri son of Mahanth Ramjeevan Saheb, Resident of Village-Mahadev Manth, Ward No. 01, Police Station-Rosera, District-Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Additional Chief Secretary, Department of Education, Govt. of Bihar, Patna.
3. The Bihar School Examination Board Budh Marg, Patna through its Secretary.
4. The Chairman, Bihar School Examination Board, Budh Marg, Patna.
5. The Director (Educational) Bihar School Examination Board, Patna.
6. The District Education Officer, Samastipur.
7. The District Programme Officer, Samastipur.
8. Satyendra Kumar Nayak, son of Late Musay Nayak, Donor President, Sant Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
9. Ramkaran Mahto, S/o Late Munni Lal Mahto, Principal cum Secretary, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
10. Brahamdev Nayak, father name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
11. Anita Kumari, father name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
12. Punam Nayak, husband name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
13. Shri Kailash Paswan, father name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
14. Shri Sanjay Kumar Sah, father name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
15. Smt. Nilam Devi, husband name not known to the petitioner, Member, Santh Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur.
16. Mithilesh Kumar Prabhakar Son of Upendra Mharaj, Presently working as Principal cum Secretary of Sant Kabir Ramjeevan Musay Nayak, Mahila Mahavidyalaya, Rosera, Samastipur, Residing of ward No. 18- Town - Rosera, P.S. - Rosera, District- Samastipur.

... .. Respondent/s

**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar, Adv.  
For the State : Mr. Deepak Kumar, AC to AAG 12



For the Res. No. 16 : Mr. Kumar Nikhil, Adv.  
Mr. Ranjan Kumar, Adv.

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

5      15-09-2026                      Heard Mr. Sanjay Kumar, learned Advocate for the petitioner and Mr. Deepak Kumar, learned Advocate for the State. The respondent No. 16 appears through Mr. Kumar Nikhil, learned Advocate. Learned Advocate for the respondent No. 8 is also present.

2. The challenge in the present writ petition is made to an order contained in Memo No. 114 dated 20.01.2023, issued under the signature of the Director (Educational), Bihar School Examination Board, Patna addressed to the Donor President of *Sant Kabir Ramjeevan Musay Nayak Mahila Mahavidyalay*, which impugned order, in the submission of the learned Advocate for the petitioner, came to be passed in purported exercise of power under Rule 7-K of the Bihar School Examination Board (Higher Secondary) Rules, 2011. The challenge has also been made to Memo No. 2277 dated 28.07.2023 issued by the Director (Educational), Bihar School Examination Board, Patna, whereby the Governing Body /Managing Committee has been registered disclosing the names of the office bearers.

3. Learned Advocate for the petitioner specifically



contended that the private respondent No. 9 has been elected as donor member based upon forged and fabricated documents.

4. Learned Advocate for the respondent No. 16 referring to para-21 of the writ petition has submitted that for the similar grievance, the petitioner has approached the District Appellate Authority, Samastipur in Dispute Case No. 68 of 2023, which finally came to be rejected on 28.05.2024; and the said order has never been questioned by the petitioner, as per his instruction.

5. In view of the rival submissions and the material available on record, especially the order passed by the District Appellate Authority, Samastipur, copy of which has been placed on record by filing counter affidavit on behalf of respondent no. 16, this Court finds no reason to entertain the present writ petition.

6. Accordingly, the writ petition stands closed. However, the petitioner is at liberty to assail the order, if he feels aggrieved.

**(Harish Kumar, J)**

Anjani/-

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