

ITEM NO.101

COURT NO.2

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 4274/2014

STATE OF BIHAR & ORS.

Appellant(s)

VERSUS

SANJAY KUMAR

Respondent(s)

(With Appln.(s) for seeking permission for intervention in I.A.No.2, and office report)

WITH C.A. No. 4273/2014

(With Office Report)

Date : 30/04/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE R.K. AGRAWAL
HON'BLE MRS. JUSTICE R. BANUMATHI

For Appellant(s) Mr. Shivam Singh,Adv.
Mr. Manish Kumar,Adv.
Mr. Gopal Singh,Adv.
Ms. Rashmi Srivastava,Adv.

For Respondent(s) Mr. Nagendera Rai,Sr.Adv.
Mr. Braj K. Mishra,Adv.
Ms. Aparna Jha,Adv.
Mr. Siddhartha Arya,Adv.

For Respondent(s)/ Mr. Satya Brata Sanyal,Sr.Adv.
Intervenor(s) Mr. Subhro Sanyal,Adv.

UPON hearing the counsel the Court made the following
O R D E R

Heard.

The short question that falls for determination is :
whether the degree obtained by the respondents in these
appeals from Hindi Vidyapith, Deoghar is a recognised
qualification for purposes of appointment as librarians and

teachers in the State of Bihar. While the appellant-State's case is that such degrees are not recognised, the respondents contend that the degrees stand duly recognised in terms of an order dated 11th January, 1991. The appellant-State however places reliance upon a subsequent order dated 27th August, 2008 whereunder the degrees awarded among others by the Hindi Vidyapith, Deoghar have been held to be not invalid for purposes of employment as teachers in secondary and higher secondary schools in the State of Bihar. The appellant-State has not filed a rejoinder explaining the circumstances in which the subsequent Order dated 27th August, 2008 was issued without rescinding or revoking the earlier order dated 11th January, 1991 which had granted permanent recognition to the Degrees awarded by Sahitya Alankar awarded by the Hindi Vidyapith, Deoghar.

Learned counsel appearing for the appellant-State may, therefore, file a suitable rejoinder, in particular, explaining the apparently conflicting orders passed by the State of Bihar in relation to the recognition of the degrees awarded by the Hindi Vidyapith, Deoghar.

Needful shall be done within four weeks. Post thereafter.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER