HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL WRIT-PUBLIC INTEREST LITIGATION No. - 16 of 2026

Amit Kumar Mishra And 2 Others

.....Petitioner(s)

Versus

Union Of India And 8 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Himanshu Agrawal, Sr. Advocate
Counsel for Respondent(s)	:	A.S.G.I., Pooja Agarwal, Rahul Srivastava

---

Court No. - 48

HON'BLE CHANDRA DHARI SINGH, J.
HON'BLE TARUN SAXENA, J.

1. The present Criminal Writ - Public Interest Litigation (CRPIL) has been filed seeking a direction for an independent investigation into the large scale irregularities and embezzlement of public funds in the purchase of medicines, surgical items and medical equipments in the hospital attached to the respondent-University, and for action against the officers found responsible.

2. Learned Senior Counsel appearing on behalf of the petitioners submitted that despite several enquiry committees constituted by the University, have been submitted its reports in August, 2026 and September, 2026 pointing out gross irregularities, inflicted pricing, purchase without tender, purchase of sub-standard, but no action has been taken by the Vice-Chancellor till date. (a) The report has not been made available in the public domain and have been deliberately suppressed. (b) The petitioners/other persons have made repeated representations to the Vice-Chancellor/State Government, but the same have been remain un-attended. (c) The matter involves misuse of public funds meant for poor patients and therefore, requires interference by this Court.

3. For strengthening his arguments, learned Senior Counsel for the petitioners has relied upon the averments made in paragraph nos.38, 42 and 44 of the writ petition and the enquiry reports appended to the writ petition.

4. Learned Senior Counsel for the petitioners further submitted that in view

of the inaction of the highest authority/authorities of the University and the involvement of some Senior Officers of the University/Medical College itself the enquiry by the University or the State Police would not inspire confidence, therefore, the Court may direct an independent agency like C.B.I./Special Investigation Team (S.I.T.) to conduct a preliminary enquiry into the matter.

5. Ms. Pooja Agarwal, learned counsel for respondent nos.3 to 7 appeared before this Court vehemently opposed the writ petition.

6. Heard Mr. Samir Sharma, learned Senior Advocate assisted by Mr. Himanshu Agrawal, learned counsel appearing on behalf of petitioners, Ms. Pooja Agarwal, learned counsel appearing on behalf of BHU, respondent nos.3 to 7, learned AGA for the State-respondents, perused the contents made in the F.I.R. and material on record.

7. *Prima facie* we are of the opinion that the matter requires consideration.

8. The allegations, if found proved, disclose serious financial irregularities in the purchase of medicines in a public hospital, directly affecting public health. The inaction on the part of the Vice-Chancellor, despite submission of multiple enquiry reports, cannot be ignored at this stage.

9. In view of the above, we pass the following order/orders:-

(I) The Vice-Chancellor/Registrar of the respondent-University is directed to place on record by way of short affidavit, all the enquiry committee reports relating to purchase of medicines as alleged in the writ petition along with the action taken report, if any, within ten days from today.

(II) Respondent-University shall preserve all the records pertaining to purchase, tender, supply, stock register, payment vouchers and bills relating to the medicines and the same shall not be destroyed/tempered in any manner till the next date of hearing.

(III) The Vice-Chancellor/Registrar of the University shall remain present before this Court on the next date of listing, in case, the reports along with the affidavit are not filed within the time stipulated above, for further assistance.

(III) The State respondents shall also file their response.

10. List this case as fresh on 11.12.2026.

11. The Registrar (Compliance) is directed to send a copy of this order to the Vice-Chancellor of the University for compliance.

November 20, 2026
Atul

(Tarun Saxena,J.) (Chandra Dhari Singh,J.)

Digitally signed by :-
ATUL KUMAR SRIVASTAVA
High Court of Judicature at Allahabad