

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6773 of 2013

Sanjay Kumar, Son of Late Bulkan Prasad, Resident of Maa Dulari Kunj, Bhanwar Pokhar, behind the Pakkakuan, PS - Pribahore, Post - Bankipore, District - Patna, Bihar.

.... Petitioner/s

Versus

1. The Bihar State Election Commission, Birchand Patel Road, Patna through its Secretary.
2. The Election Commissioner, Bihar State Election Commission, Birchand Patel Road, Patna.
3. The Secretary, Bihar State Election Commission, Birchand Patel Road, Patna.
4. The Section Officer, State Election Commission, Bihar.
5. The State of Bihar through Senior Superintendent of Police, Patna.
6. Sri Afzal Imam, Son of Mr. Sahabuddin presently holding the chair of Mayor, Patna, Patna Municipal Corporation, Patna.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Gajendra Pratap Singh
For the Respondent-State : AC to AAG-9
For the respondent-SEC : Mr. Amit Shrivastava
Mr. Girish Pandey
For the private Respondent : Mr. S.B.K. Manglam

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

3 22-09-2015 Learned counsel for the parties are present.

The petitioner seeks to question the election of the private respondent on grounds of eligibility.

Mr. Gajendra Pratap Singh, learned counsel appearing for the petitioner even though very sanguinely espouses the cause but fairly admits that the forum for such adjudication would be under the provisions of the Bihar Municipal Act before the appropriate forum.

In the circumstances, this writ petition is disposed of preserving liberty to the petitioner to exhaust the remedy so available to him in law.

(Jyoti Saran, J)

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