

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17246 of 2015

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Satyam Shastri, S/o Sri Mohan Prasad, resident of Hematpur, P.S.-
Dighwara, District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Zila Parishad, Saran, Chapra, through its Chairman.
3. Executive Officer, Zila Parishad, Saran.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Adv. with
Mr. Anuj Kumar

For the Respondent-State : AC to AAG-3

For the Zila Parishad : Mr. Arun Kumar

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

3 05-11-2015

Heard the parties.

The petitioner is aggrieved by the action of the authority of the Zila Parishad, Saran at Chapra and the Nagar Panchayat, Dighwara in making construction of shops over plot no.167 of khata no. 72 at Village- Hematpur, under. Dighwara Block in the district of Saran.

The issue raised by the petitioner to question the construction is that plot no.167 is a public road and that the construction would be obstructing the ingress and egress of the petitioner. This issue came up for consideration before this Court in a case arising from CWJC No.15103 of 2015 (Maharaj Sharan vs. The State of Bihar) when similar issue was raised by another resident of the area and it is in consideration of the

counter affidavit and the map presented by the Zila Parishad that this Court was satisfied that the construction of the shop does not obstruct passage of any construction situated across the road.

The issue so raised by the petitioner in the present writ petition stands squarely covered by the opinion expressed by this Court in CWJC No.15103 of 2015 and this writ petition is disposed of accordingly and in similar terms.

(Jyoti Saran, J)

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