

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.11936 of 2005**

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Dr.Akhilesh Prasad Singh son of Late Sheo Prasad Singh, resident of  
Kilkothi Lane -3 Chandramari Road, P.S.Kankarbagh, District Patna

.... .... Petitioner/s

Versus

1. The State of Bihar
2. The Returning Officer-cum-District Magistrate, East Champaran
3. Chief Electoral Officer, Bihar
4. Election Commission of India through Chief Election Commissioner of India, Nirvachan Bhawan, New Delhi
5. Anant Kumar, Additional Commissioner, Election Commission of India, Nirvachan Bhawan, New Delhi
6. The Superintendent of Police Motihari, East Champaran

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : None

For the Respondent Nos. 1 to 3 & 6 : Mr. Sushant Praveen, AC to SC 27

For the Respondent Nos. 4 & 5 : Mr. J.P.Karn, Senior Counsel

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA**  
**ORAL ORDER**

5 31-07-2015

Despite repeated calls, none appears on behalf of the petitioner in support of the present writ petition, though the name of the learned counsel appearing on behalf of the petitioner is printed in the daily cause list.

Learned Senior counsel appearing on behalf of the respondent nos. 4 and 5 submits that, on account of passage of time, the present matter appears to have become infructuous. He next submits that otherwise also impugned instruction/circular dated 17.01.2005 (Annexure-3) cannot be legally faulted.

Learned State counsel supports the contentions of the learned Senior counsel appearing on behalf of the respondent nos. 4 and 5.

Be that as it may, since none is appearing on behalf of the petitioner, the present writ petition stands dismissed for want

of prosecution.

**(Birendra Prasad Verma, J)**

Tahir/-

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