

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12509 of 2015

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Sunita Devi, wife of Nagendra Rai, resident of village-Asuiyan, P.O. and P.S. Marhaura, District Saran at Chapra, presently Chief Chouncilor, Nagar Panchayat, Marhaura, District Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Urban Development and Housing Department, Governmetn of Bihar, Patna
3. The Director, Urban Development and Housing Department, Government of Bihar, Patna
4. The District Magistrate, Saran at Chapra, District Saran at Chapra
5. The Sub-Divisional Officer, Marhaura, District Saran at Chapra
6. The Executive Officer, Nagar Panchayat, Marhaura, P.O. and P.S. Marhaura, District Saran at Chapra.
7. Smt. Radhika Devi, wife of not known to the petitioner presently Deputy Chief Councilor, Nagar Panchayat, Marhaura, P.O. and P.S. Marhaura, District Saran at Chapra
8. Sri Amar Kumar Singh son of not known to the petitioner
9. Sri Shalendra Kumar , son of known to the petitioner
10. Smt. Mira Devi, wife of known to the petitioner
11. Sri Ashok Kumar Singh, son of known to the petitioner
12. Sri Shailendra Sah, son of known to the petitioner
13. Smt. Urmila Devi, wife of known to the petitioner
14. Smt. Geeta Devi, wife of known to the petitioner
15. Smt. Urmila Devi, wife of known to the petitioner
16. Smt. Kalawati Devi, wife of known to the petitioner
17. Sri Shailendra Kumar son of known to the petitioner
18. Smt. Priyanka Kumari, wife of known to the petitioner
19. Sri Sunita Devi, wife of known to the petitioner
20. Smt. Manoj Kumar Singh, son of known to the petitioner
21. Sri Kauleshwar Nut, wife of known to the petitioner, respondent Nos. 8 to 21 are the Ward Councilors of Nagar Panchayat, Marhaura, through the Executive Officer, Nagar Panchayat Marhaura, P.O. and P.S. Marhaura, District Saran at Chapra.
22. The State Election Commission (Municipality) through the Secretary 4th Floor Sone Bhawan, Birchand Patel Path, Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Anita Kumari, Adv.

For the Respondent/s : Mr. Pandey S Sahay, Adv.

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

petitioner and whereunder a motion has been moved for her removal from the post of Chief Councillor, Nagar Parishad, Marhaura, in the district of Saran at Chapra.

It is the contention of the petitioner that this requisition was never served on her and that it was filed in the office of the Chief Executive Officer who in turn has communicated the same it to the petitioner which is not in tune of the provisions of the Rule 2(i) of the Bihar No Confidence Motion Rules framed under the Bihar Municipal Act, 2007.

Mr. Mangalam learned counsel appearing for the petitioner fairly submits that the matter has not progressed since thereafter.

In the circumstances, this writ petition is disposed of with a liberty to the petitioner to raise his grievance including the one as raised herein, in case the motion so moved, goes against the petitioner.

(Jyoti Saran, J)

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