

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11755 of 2013

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Ram Ayodhya Singh Vidharthi, resident of village Asalampur, Kutiya, P.S. Arwal,
district Arwal

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna
2. The Principal Secretary Apada Prabhandhan, Govt. of Bihar, Patna
3. The Secretary Apada Prabhandhan, Govt. of Bihar, Patna
4. The Collector, Arwal
5. The Deputy Development Commissioner, Arwal
6. The Sub-Divisional Officer, Sub Division Arwal, District Arwal
7. The Block Development Officer, Block Arwal, District Arwal
8. The Circle Officer Circle Arwal, Distict Arwal

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL

ORAL JUDGMENT

Date: 28-03-2016

Heard.

The application seeks a direction upon the respondents for sanction/construction of the house of the petitioner under the Indira Awas Yojna as the Kaccha house of the petitioner was damaged due to felling of a tree in unprecedented circumstances.

A counter affidavit has been filed on behalf of respondent nos. 4 to 8. No rejoinder thereto has been filed.

On going through the averments made in the counter affidavit it appears that the respondents have addressed the grievance of the petitioner inasmuch as the monetary help/assistance, as permissible under the disaster management scheme, has been paid to the petitioner. His claim for sanction of Indira Awas was also examined wherein it was found that the petitioner belongs to APL category which disentitles him to such grant of Indira Awas. The petitioner subsequently filed another application in the name of his son for allotment of Indira Awas which

was also examined by the respondents.

Seen thus, in my view, in the light of the statements made in the counter affidavit, no relief can be granted to the petitioner by invocation of the writ jurisdiction giving him liberty to approach the competent/appropriate authority for ventilation of his grievance, if any, in accordance with law.

The writ application is disposed of with the said liberty.

(Kishore Kumar Mandal, J)

HR/-

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