

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4252 of 2013

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Suratshila Singh, Wife of Kundan Kumar, Resident of Village and P.O. Loma, P.S. Tisiauta, District – Vaishali.

.... Petitioner/s

Versus

1. Vina Devi, Wife of Harishchandra Chaurasia Resident of Village and P.O. Loma, P.S. Tisiauta, District – Vaishali.

.....(Defendant No.3)Respondent 1st Set.

2. District Election Officer -cum- Collector, Vaishali.

3. Election Officer, Jandaha, through Election Commission, Bihar, Patna.

.... (Defendants)Respondent 2nd Set.

4. Sharda Devi, Wife of Shukul Manjkhi,

5. Parvati Devi, Wife of Shiv Shankar Chaudhary.

6. Chandramala Devi, Wife of Ashok Kumar Chaudhary.

7. Sindhu Devi, Wife of Akhilesh Jha.

8. Sarita Devi, Wife of Ajay Kumar Rai.

9. Nirmala Devi, Wife of Ramashray Chaudhary.

10. Rinku Chaudhary, Wife of Ravi Prakash.

11. Vina Devi, Wife of Ravindra Thakur.

12. Gayatri Devi, Wife of Bharat Rai.

All are residents of Village and P.O. Loma, P.S. Tisiauta, District – Vaishali.

13. Ranju Kumari, Wife of Kamal Kishore.

14. Usha Devi, Wife of Subodh Kumar Ranjan.

15. Lagani Devi, Wife of Gurucharan Rai.

16. Sudha Devi, Wife of Raj Kumari Rai.

17. Indu Devi, Wife of Shiv Shankar Rai.

All are resident of Village - Rohua, P.O. Sahpur, P.S. Jandaha, District – Vaishali.

18. Manju Devi, Wife of Rajesh Kumar.

19. Renu Devi, Wife of Vijay Chaurasia.

20. Ram Dulari Devi, Wife of Dhanraj Rai.

21. Mintu Devi, Wife of Ramugarh Chaudhary.

All are resident of Village and P.O. Loma, P.S. Tisiauta, District – Vaishali.

.... Respondent/s

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Appearance :

For the Petitioner/s : None

For the Respondent-State : Mr. Girija Shankar Pd, GP-1

For the Respondent-SEC : Mr. Girish Pandey

For the Respondent No.1 : Mr. Ravi Ranjan

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

counsel for the State, Mr. Girish Pandey, learned counsel appearing for the State Election Commission and Mr. Ravi Ranjan, learned counsel appearing for the returned candidate are present.

Perusal of the record manifests that the petitioner has questioned the judgment and order dated 15.8.2012 passed by the Munsif 2nd –cum- Election Tribunal, Vaishali at Hajipur in Election Case No.27 of 2011, whereby the prayer for recount was rejected and the election case was dismissed. The petitioner thus while questioning the judgment and order, also prays for recount.

Pursuant to the notice issued the parties have appeared and apart from the fact that the view expressed by the Election Tribunal in paragraph 13 of the judgment in support of his opinion for refusal to the prayer for recount suffers no infirmity, even otherwise that the notification of fresh Panchayat election having been issued by the State Election Commission no cause for indulgence is made out in this writ petition which is accordingly disposed of.

(Jyoti Saran, J)

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