

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5067 of 2014

Pramod Kumar S/O Akhileshwar Prasad Resident Of Village And Post Ichhos,
Police Station And Block- Islampur, District- Nalanda.

.... Petitioner/s

Versus

1. The State Of Bihar through Its Principal Secretary, Revenue and Land Reforms, Department, Govt. Of Bihar, Patna.
2. The Principal Secretary, Social Welfare Department, Govt. Of Bihar, Patna.
3. The District Magistrate, District- Nalanda.
4. Sub- Divisional Officer, Hilsa, District- Nalanda.
5. The Circle Officer, Islampur, District- Nalanda.
6. The Block Development Officer, Islampur, District- Nalanda.
7. The C.D.P.O. Islampur, District- Nalanda.
8. The Mukhiya Gram Panchayat Raj Ichhos, Islampur, District- Nalanda.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. ASHOK KUMAR
For the Respondent/s : Mr. ROY SHIVAJI NATH
Mr. Nagendra Kumar, AC to AAG IX

CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL JUDGMENT
Date: 05-10-2016

Heard the counsel for the petitioner and the State.

A counter affidavit is filed on behalf of respondent nos. 3 to 7.

The petitioner being the resident of village Ichhos within the Islampur Block of Gaya district, has filed the present writ application in a representative capacity for a direction upon the respondents to construct the Aangan Bari centre/building on Plot No.1761 located in Ward No. 11 for which a recommendation was also made by the Panchayat Secretary. The State respondent has decided to construct the Aangan Bari centre/building on Plot No. 1743 which is stated to be a government land and more suitable for construction.

In my view, a dispute of this nature should not be entertained by the Writ Court as it is purely the administrative decision of the State respondent to

construct the Aangan Bari centre/building on an appropriate place. Such construction of Aangan Bari centre/building is not covered by any statutory provision. There is thus no breach of any statutory provision.

Judging the case on the conspectus of the of the aforesaid facts and circumstances apparent from the record, this Court is not inclined to invoke its extraordinary and discretionary writ jurisdiction.

The writ application is dismissed.

(Kishore Kumar Mandal, J)

HR/-

AFR/NAFR	NAFR
CAV DATE	17. 10.2016
Uploading Date	
Transmission Date	