

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7677 of 2016

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1. Ashok Kumar Gupta son of Late Bishwanath Saha, President Shri Mahabir Nyas Samiti Harnaha Tola, Patna City Petitioner
Versus

1. The State of Bihar
2. The President, Bihar State Religious Trust Committee, Bidya Pati Marg, Patna- 2
3. The Executive Officer, Water Supply Wing, Patna Municipal Corporation, Patna
4. The District Magistrate, Patna
5. The District Forest Officer, Forest and Environment Department, Patna (Bihar)
6. Dharmendra Prasad @ Munna son of Dharendra Bahadur Sinha. Ward Parishad, Ward No. 63, Harnaha Tola, Patna- 8
7. The Commissioner, P.M.C., Patna (Patna Municipal Corporation)
.... Respondents

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Appearance :

For the Petitioner : Mr. Vijay Kumar Mishra, Adv.
For the PMC : Mr. Sanjay Prakash Verma, Adv.
For the Board : Mr. Ganpati Trivedi, Sr. Adv.
For the State : Mr. Prabhat Kumar Verma- AAg5

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
and
HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE GOPAL PRASAD)

2 13-06-2016

Heard the learned counsel for the parties.

This petition has been filed as Public Interest Litigation for direction to issue show cause that the opposite parties are cutting the green trees and breaking the boundary wall and rooms of the temple situated in it's campus without following the notification of the Board. However, the petitioner in paragraph 6 mentioned that he is at present President of the Trustee Committee of the temple.

This petition can not be treated as Public Interest Litigation and, further, the petitioner has other remedy available.

This petition is **dismissed**.

The petitioner is at liberty to pursue the other remedy before appropriate authority in accordance with law.

(Gopal Prasad, J)

(Aditya Kumar Trivedi, J)

Cp:2/SA/-

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