

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1190 of 2017

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Samir Kumar Mishra son of Late Shankar Mishra @ Shiv Mishra, Shebait Jagarnath Temple of Jagarnath Sahay Trust, At & P.O.-Naya Bazar, P.S.-Naya Bazar, District-Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home, Government of Bihar, Patna
2. The Collector, Bhagalpur, At & P.O. & P.S.-Bhagalpur, District-Bhagalpur.
3. The Sub-Divisional Officer, Bhagalpur, At & P.O. & P.S.-Bhagalpur, District-Bhagalpur.
4. The Bihar State Board of Religious Trust, Vidyapati Marg. P.O.- G.P.O., P.S.- Budha Colony, Patna through its Administrator
5. The Administrator, the Bihar State Board of Religious Trust, Vidyapati Marg. P.O.- G.P.O., P.S. Budha Colony, Patna
6. The Superintendent, the Bihar State Board of Religious Trust, Vidyapati Marg. P.O.- G.P.O., P.S. Budha Colony, Patna
7. The Circle Officer, Jagdishpur Circle Office, At & P.O. & P.S.- Jagdishpur, District- Bhagalpur
8. Sri Satya Narayna Prasad Sah son of Baldeo Prasad Sah, Public Prosecutor, Civil Court, Bhagalpur, resident of Mohalla- Uma Charan Lane, Jogsar, P.O.- Jogsar P.S.- Adampur, District- Bhagalpur President of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur
9. Dr. Sanjiv Kumar son of Nawal Kishore Singh, resident of Mohalla-M.N. Das Lane, Jogsar, P.O.- Jogsar, P.S. -Adampur, District Bhagalpur, Secretary of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S. -Naya Bazar, District- Bhagalpur
10. Sri Subodh Singh son of Sri Sheo Nandan Singh, resident of Mohalla-M.N.Das Lane, Jogsar, P.O.- Jogsar, P.S.- Adampur District- Bhagalpur Treasurer of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S.- Naya Bazar, District Bhagalpur
11. Dr. Brajkishor Choubey son of Late Jiwan Choubey, resident of Mohalla -M.N.Das Lane, Jogsar, P.O.- Jogsar P.S. Adampur, District- Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S. -Naya Bazar, District -Bhagalpur
12. Sri Amit Agrawal son of Late Keshaw Kumar Agarwal, resident of Mohalla- Sakhichand Ghat Road, P.O.- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S.- Bhagalpur, District- Bhagalpur
13. Sri Mritunjay Kumar Sinha son of Sri Ranjit Kumar Sinha, resident of Mohalla- M.N.Das Lane, Jogsar, P.O.- Jogsar, P.S.- Adampur, District Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S. Naya Bazar, District- Bhagalpur
14. Sri Binod Kumar Sharma son of Late Sri Ram Sharma, resident of Mohalla Near Jaganath Pasthsala Naya Bazar, P.O. & P.S.- Naya Bazar, District- Bhagalpur, Member of new Committee constituted for



Jagarnath Sahay Trust At & P.O- Naya Bazar, P.S.- Naya Bazar,
District- Bhagalpur

15. Sri Barun Goswami, Advocate son of Late Mani Bhushan Goswami, resident of Mohalla- Sakhichand Ghat Road, P.O.- Naya Bazar, P.S. – Bhagalpur District Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur
16. Sri Manoj Kumar Singh son of Sri Baldeo Prasad Singh, resident of Mohalla- M.N.Das Lane, Jogsar, P.O.- Jogsar P.S.-Adampur, District- Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur
17. Sri Santosh Bhagat son of Sri Satya Narayan Bhagat, resident of Mohalla- Chandi Prasad Lane, Jogsar, P.O.-Jogsar, P.S.- Adampur, District- Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O -Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur
18. Sri Suresh Agrawal son of Sri Shailendra Agarwal, resident of Mohalla- Sakhichand Ghat Road, P.O.- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur, Member of new Committee constituted for Jagarnath Sahay Trust, At & P.O.- Naya Bazar, P.S.- Naya Bazar, District- Bhagalpur

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mahesh Narayan Parbat, Sr. Advocate
: Mr. Nityanand Mishra, Advocate
: Mr. Sanjay Kumar Sinha, Advocate
For the Respondent Nos. 4 to 6 : Mr. Ganpati Trivedi, Sr. Advocate
: Mr. Madan Mohan, Advocate
For the State : Mr. Anil Kumar, A.C. to S.C-8

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 08-11-2017 In view of availability of equally efficacious statutory remedy under Sub Section (3) of Section 29 of the Bihar Religious Trust Act, 1950, I am not inclined to entertain the present application in preliminary writ jurisdiction.

Accordingly, the writ petition is disposed of.

It would be open to the petitioner to raise his grievance by filing an application before the District Judge, for verifying,



modifying or setting aside the impugned notification dated 13.12.2016, as contained in Annexure-22 to the present writ petition, issued by the Administrator, Bihar State Board of Religious Trust.

In case such an application is filed within four weeks from today, the learned District Judge, Bhagalpur shall condone the delay, if any, in filing the application as the petitioner was pursuing his remedy in writ jurisdiction before this Court.

(Ashwani Kumar Singh, J)

Md.S./-

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