

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.116 of 2015

In

Civil Writ Jurisdiction Case No. 13263 of 2014

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1. Sanjay Kumar Singh Son of Mohan Prasad Singh Resident of Digha Ghat, Patipul, P.S. Digha, District - Patna (Ward No. 1)
 2. Ashok Kumar Son of Ramswarup Prasad Resident of Quarter No. 174, P & T Colony, Kidwaipur, Patna (Ward No. 25)
 3. Shyam Babu Yadav Son of Mitlal Yadav Resident of Dakshini Mandiri Kath Pul, Behind Durga Mandir, P.S. Budha Colony, District - Patna (Ward No. 26)
 4. Deepak Kumar Chaurasiya Son of Shri Ganga Prasad Resident of Khajpura, P.O. B.V. College, P.S. Shashtrinagar, District - Patna (Ward No. 2)
 5. Sudhir Kumar Son of Late Raghunandan Prasad Resident of Noorpur, P.O. Katra Bazar, P.S. Malsalami, District - Patna (Ward No. 72)
 6. Ram Nath Chaudhary Son of Shri Lakhan Chaudhary Resident of Dadar Mandi, P.O. Gulzarbag, P.S. Alamganj, District - Patna (Ward No. 57)
 7. Smt. Seeta Sinha Wife of Shri Ramanand Prasad Singh Resident of Pitambar Mandir, Gulzarbag, P.S. Alamganj, District - Patna (Ward No. 54)
 8. Dharmendra Prasad Son of Late Dhirendra Bahadur Prasad Resident of Harnahatola, Devi Asthan, P.O. Jhauganj, P.S. Khajekala, District - Patna (Ward No. 63)
 9. Babita Devi Wife of Shri Santosh Kumar Resident of Narwasmangal Akhara, P.O. Begumpur, P.S. Malsalami, Patna City, District - Patna (Ward No. 69)
 10. Pushpa Devi Wife of Ravindra Kumar Resident of Narwaspind, P.O. Begumpur, P.S. Malsalami, District - Patna (Ward No. 68)
 11. Taruna Rai Wife of Rajesh Kumar Resident of Sindhi Dalan, P.O. Jhauganj, P.S. Khajekala, District - Patna (Ward No. 65)
 12. Abhilasha Devi Wife of Pramod Kumar Resident of Sandalpur, P.O. Mahendru, P.S. Bahadurpur, District - Patna (Ward No. 47)
 13. Sheela Devi Wife of Ram Preet Mehta Resident of Malahi Pakri, P.O. Lohiyanagar, P.S. Kankarbag, District - Patna (Ward No. 33)
 14. Kishmati Devi Wife of Late Haricharan Mahto Resident of Choti Pahari, Rasidachak, Jakariapur, P.O. Badi Pahari, P.S. Agamkuan, District - Patna (Ward No.56)
 15. Avinash Kumar Son of Shri Shyam Babu Rai Resident of Sarishtabad (West), P.S. Gardanibagh, P.O. Anishabad, District - Patna (Ward No. 14)
 16. Jeet Kumar Son of Shri Arjun Prasad Resident of Bhikhachak, P.O. Anishabad, P.S. Gardanibagh, District - Patna (Ward No. 13)
 17. Reena Devi Wife of Deepak Kumar Resident of Chitkohra Basti, P.O. Anishabad, P.S. Gardanibagh, District - Patna (Ward No. 12)
 18. Mukesh Kumar Son of Nawal Kishore Prasad Resident of Chandpur Bela, P.O. G.P.O., P.S. Jakkanpur, District - Patna (Ward No. 17)
 19. Amrawati Devi Wife of Dinanath Resident of Manik Chandra Talab, P.O. Anishabad, P.S. Gardanibagh, District - Patna (Ward No. 11)
 20. Urmila Singh Wife of Ramsher Singh Resident of Yarpur, Shivaji Path, P.S. Gardanibagh, P.O. G.P.O., District - Patna (Ward No. 15)
 21. Rekha Devi Wife of Shri Nagina Rai Resident of Sipara, P.O. Delwa,



P.S. Beur, District - Patna (Ward No. 30)

22. Premlata Devi Wife of Shri Jai Prakash Singh Resident of Saristabad (East), P.S. Gardanibagh, P.O. Anishabad, District - Patna (Ward No. 16)

23. Sanjay Kumar Son of Shri Bulkan Ram Resident of Maa Dulari Kunj, Pakka Kuan, Bhawar Pokhar, P.S. Pirbahore, District - Patna (Ward No. 39)

24. Hemlata Verma Wife of Arvind Kumar Verma Resident of Shiv Colony, Raza Bajari, P.O. B.V. College, P.S. Shashtrinagar, District - Patna (Ward No. 5)

25. Seema Verma Wife of Shri Nageshwar Prasad Sinha Resident of Mohalla - Ghagha Ghat, P.O. Mahendru, P.S. Sultanganj, District - Patna (Ward No. 49)

26. Asha Devi Wife of Shri Ramakant Kumar Resident of Adarsh Colony, West Patel Nagar, P.S. Shashtri Nagar, District - Patna (Ward No. 8)

27. Reeta Rai Wife of Late Shyam Sundar Rai Resident of Kazipur Nayatola, P.O. Bankipur, P.S. Kadamkuan, District - Patna (Ward No. 42)

28. Dhanraj Devi Wife of Shri Krishna Kumar Singh Resident of Keshri Nagar, P.O. Keshri Nagar, P.S. Patliputra, District - Patna (Ward No. 6)

29. Prameela Verma Wife of Ravindra Kumar Verma Resident of New Area, P.S. Kadamkuan, District - Patna (Ward No. 43)

30. Meena Kumari Wife of Shri Shiv Sahni Resident of Chak Mussallahpur, Koiri Tola, P.O. Mahendru, P.S. Kadamkuan, District - Patna (Ward No. 48)

31. Balram Chaudhary Son of Late Madan Gopal Resident of Gujri Bazar, P.O. Jhauganj, P.S. Khajekala, District - Patna (Ward No. 60)

32. Kumar Sanjeet Son of Late Naresh Chandra Sinha Resident of A/136, Housing Colony, P.O. and P.S. Kankarbagh, District - Patna (Ward No. 34)

33. Pinky Yadav Wife of Late Sujeet Kumar Resident of Nawratanpur, Postal Park, P.S. Kankarbagh, P.O. GPO, Patna

34. Pushpa Singh Wife of Prasoon Kumar Resident of A - 247, Peoples, Co - Operative Colony, P.O. Lohanipur, P.S. Kankarbagh, District - Patna

35. Archana Rai Wife of Shri Ranjeet Yadav Resident of Chiraiya Tand, P.O. G.P.O., P.S. Kankarbagh, District - Patna

.... Appellant/s

Versus

1. The State of Bihar through the Commissioner - Cum - Principal Secretary, Department of Housing & Urban Development, Government of Bihar, Patna

2. The Patna Municipal Corporation through the Municipal Commissioner, Patna Municipal Corporation, Maurya Lok Building, Patna

3. The Municipal Commissioner, Patna Municipal Corporation, Maurya Lok Building, Patna

4. Shri Roop Narayan Mehta, Deputy Mayor, Patna Municipal Corporation office, Maurya Lok Building, Patna

5. The Chief Concillor (Mayor), Patna, Patna Municipal Corporation Office, Maurya Lok Building, Patna

6. Shakuntala Devi Wife of Nagina Chaudhary Resident of Gram - Rupaspur, P.O. Dhanaut, P.S. Rupaspur, District - Patna (Ward No. 3)

7. Smt. Abha Lata Wife of Ramesh Kumar Resident of Sherullahpur, Nandgawn, P.O. & P.S. Shashtrinagar, District - Patna (Ward No. 4)

8. Smt. Pramila Singh Wife of Anil Singh Resident of Shivpuri, near the



- Nala, P.O. & P.S. Shashtrinagar, District - Patna (Ward No. 7)
9. Smt. Arti Devi Wife of Sugambhar Paswan Resident of Kaushal Nagar, House No. 32, P.O. G.P.O., P.S. Hawaii Adda, District - Patna (Ward No. 9)
10. Baleshwar Singh Son of Punit Mahto Resident of Purandarpur, P.O. G.P.O., P.S. Jakkanpur, District - Patna (Ward No. 18)
11. Smt. Sunaiya Devi Wife of Sanjay Kumar Resident Mithapur, Khagaul Road, P.S. Jakkanpur, District - Patna (Ward No. 19)
12. Vinod Kumar Son of Janak Prasad Singh Resident of Punaichak, Near Punjab National Bank, P.S. Shashtri Nagar, District - Patna (Ward No. 20)
13. Smt. Pinky Kumari Wife of Ranjeet Kumar Resident of New Punaichak, Boring Canal Road, P.S. Srikrishnapuri, District - Patna (Ward No. 21)
14. Sanjeev Kumar Son of Arjun Prasad Resident of 2D/180, New Patliputra Colony, District - Patna (Ward No. 22)
15. Smt. Prabha Devi Wife of Pramod Kumar Singh Resident of Ganga Apartment, Anandpuri, P.S. Srikrishnapuri, District - Patna (Ward No. 23)
16. Smt. Gyanwati Devi Wife of Anil Kumar Resident of Chakaram (Near Kabristan), P.O. G.P.O. P.S. Buddha Colony, District - Patna (Ward No. 24)
17. Shri Krishna Muarari Yadav Son of Late Jayadin Prasad Resident of Golghar Park Road, P.O. G.P.O., P.S. Gandhi Maidan, District - Patna (Ward No. 27)
18. Shri Tota Chaudhary Son of Late Balkishun Chaudhary Resident of R.M.S. Colony, Chamartoli, P.S. Kankarbagh, District - Patna (Ward No. 32)
19. Arun Kumar Chaudhary Son of Late Ram Nath Chaudhary Resident of Lalji Tola, P.O. G.P.O., P.S. Gandhi Maidan, District - Patna (Ward No. 36)
20. Smt. Dharmsheela Devi Wife of Shri Ashok Yadav Resident of Behind I.M.A. Hall, Salimpur Ahra, P.O. Kadamkuan, P.S. Gandhi Maidan, District - Patna (Ward No. 37)
21. Smt. Shushma Sahu Wife of Shri Ram Lagan Sahu Resident of Sahu Sadan, In front of Bihar Hindi Sahitya Sammelan, Kadamkuan, P.S. Kadamkuan, District - Patna (Ward No. 38)
22. Smt. Sahjadi Begum Wife of Taufiq Alam Resident of Jahan House, Dariyapur Road, Sabjibagh, P.S. Gandhi Maidan, District - Patna (Ward No. 40)
23. Shri Arjun Kumar Yadav Son of Damodar Yadav Resident of Arjun Kutir, Babu Tola Lane, Gobind Mitra Road, P.O. Bankipur, P.S. Pirbahore, District - Patna (Ward No. 41)
24. Smt. Sudha Devi Wife of Vijay Kumar Singh Resident of Yogipur Lohiya Nagar, Old Sump House, P.S. Patrakar Nagar, Kankarbagh, District - Patna (Ward No. 43)
25. Smt. Prabha Devi Wife of Late Jagannath Singh East Chitragupt Nagar, P.O. Lohiyanagar, P.S. Patrakarnagar, District - Patna (Ward No. 45)
26. Shri Chandra Shekhar Kumar Son of Lallan Prasad Resident of Mohalla - Nand Lal Chhapra, P.O. Manoharpur, Kachuara, P.S. Ram Krishna Nagar, District - Patna (Ward No. 46)
27. Md. Neyaz Son of Late Badharul Hasan Resident of Dargah Road, P.O. Mahendru, P.S. Sultanganj, District - Patna (Ward No. 50)



28. Shri Jai Narain Verma Son of Not Known Resident of Jagannath Singh Lane, Chaudhary Tola, P.O. Mahendru, P.S. Sultanganj, District - Patna (Ward No. 51)
29. Smt. Gulfisha Zabi Wife of Md. Samsuddin Hasan Resident of Sakka Toli Morh, Gulzarbagh, P.S. Alamganj, District - Patna (Ward No. 53)
30. Sanjay Kumar Son of Shri Krishna Kant Prasad Resident of Kumharar Bahadurpur Housing Colony, P.S. Agamkuan, District - Patna (Ward No. 55)
31. Shri Vinod Kumar Son of Hari Nandan Prasad Resident of Maharajganj, P.O. Gulzarbagh, P.S. Alamganj, District - Patna (Ward No. 58)
32. Smt. Mumtaz Zahan Wife of Md. Zaved Resident of Tarni Prasad Lane, P.S. Khajekala, District - Patna (Ward No. 59)
33. Shri Shiv Kumar Son of Shri Ram Dhani Prasad Resident of Bahri Begumpur, Yar Pokhra, P.O. Begumpur, P.S. Bypass, District - Patna (Ward No. 62)
34. Md. Mohamadu Kurashi Son of Md. Faquddin Kuraishi Resident of Chauk Toli, Mangalpur, Jhauganj, District - Patna (Ward No. 64)
35. Kanti Devi Wife of Ravindra Prasad Singh Resident of Puagali, P.O. Patna City, P.S. Alamganj, District - Patna (Ward No. 66)
36. Shri Manoj Kumar Son of Shri Gopal Prasad Resident of Kila Road, Kaima Shikoh, P.O. Jhauganj, P.S. Chauk, District - Patna (Ward No. 67)
37. Smt. Roona Devi Wife of Shri Ajay Kumar Resident of East Nandtoli, P.O. Madhav Mills, P.S. Malsalami, District - Patna (Ward No. 70)
38. Shri Shekhar Singh Son of Not Known, Resident of Bundtoli, P.O. Patna City, P.S. Malsalami, District - Patna (Ward No. 71)
39. Shri Sunil Kumar Son of Late Shyam Nandan Rai Resident of Paharpur, P.O. Anishabad, P.S. Gardanibagh, District - Patna
40. Shri Vinay Kumar @ Pappu Son of S.N. Yadav Resident of Goriyatoli, Station Road, District - Patna

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Vikas Ratan Bharti

For the Respondent/s : Mr. GP 1 Rajiv Roy

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

2 16-05-2017 Counsel for the appellant seeks liberty to withdraw the appeal since it has become infructuous. Respondents have no objection.



The appeal is dismissed as not pressed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

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