

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.786 of 2016

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Nilam Kumari wife of Shishupal Kumar Resident of village- Mousi, P.s.-
Parwalpur, District- Nalanda

.... Appellant/s

Versus

1. The State of Bihar through the Secretary, Panchayati Raj Department,
Government of Bihar, Patna
2. The State Election Commission, Bihar, Patna
3. The District Magistrate, Nalanda
4. The Sub-Divisional Officer, Hilsa, Nalanda
5. The Block Development Officer, Parwalpur, Nalanda

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Raj Kishor Prasad, Advocate

For State Ele. Commission : Mr. Amit Shrivastava, Advocate

Mr. Sanjeev Nikesh, Advocate

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 03-03-2017

The challenge in the present Letters Patent Appeal is to
an order passed by a learned Single Bench on 17th of March, 2016
whereby the request for change of polling booth by the State
Election Commission was not interfered with.

The question as to which place the polling booth has to
be provided falls within the domain of the State Election
Commission. This Court in exercise of power of judicial review will
not sit as an appellate authority over the decision of the State
Election Commission.



We do not find any error in the order passed by the learned Single Bench which may warrant interference in the present intra-Court Appeal.

The Letters Patent Appeal is, thus, dismissed.

(Hemant Gupta, ACJ)

S.Pandey/-

(Sudhir Singh, J)

AFR/NAFR	NAFR
CAV DATE	NA
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