

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11306 of 2017

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1. Manoj Upadhyay Son of Sachindra Upadhyay Resident of Village - Mahuariya, P.S. - Sheohar, District - Sheohar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The District Magistrate-cum-Collector, Sheohar.
3. The Deputy Development Commissioner, Sheohar.
4. The Sub-Divisional Officer, Sheohar.
5. The Circle Officer, Sheohar, District - Sheohar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Devendra Kumar, Advocate

For the Respondent/s : Mr. Anjani Kumar-AAG-4

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR PADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 08-08-2017 Inter alia contending that after dismantling a public library in the area in question, a community hall is being constructed which is not in the interest of the public, this Public Interest Litigation has been filed.

The question of construction of a community hall and action taken for demolition of the public library are not governed by the statutory provisions or constitutional provisions. It is a policy matter, executive in nature, and in a Public Interest Litigation exercising extraordinary jurisdiction under Article 226 of the Constitution, a Writ Court is not required to go into these



questions.

Granting liberty to the petitioner to take up these issues with the administrative authorities, we dispose of the matter.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

K.C.jha/-

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