

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11627 of 2011

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Bablu Das S/O Late Birbal Das , resident of Vill. Jhoarachak (Raipura),
P.O. Sanjha P.S. Rajaun, Block-Rajaun ,Sub-Division- Banka, District-
Banka

.... Petitioner

Versus

1. The State of Bihar
2. The State Election Commission ,Bihar through the Chief Election
Commissioner, Bihar at Patna, District-Patna
3. The District Magistrate, Banka-cum-District Election Officer at Banka,
District- Banka.
4. The S.D.O., Banka-cum-Election Officer, Sub-Division +P.S. Banka,
District- Banka.
5. Suman Paswan Son Of Lachcho Paswan, Village , Babarchak P.O.-
Nawada, P.S.-Rajaun, Sub-Divison-Banka, District-Banka

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate
For the State : Mr. Indradeo Prasad, SC-27
Mr. Sunil Kumar Singh, AC to SC 27
For respondent : Mr. Sanjeev Nikesh, Advocate

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 23-04-2018 In the instant writ petition, the petitioner has
prayed for issuance of a direction to the respondents to treat the
Vote having [+] mark on the Ballot as invalid as provided under
Rule 96 of Bihar Panchayat Election Rule, 2006 and thereafter
to proceed as per the mandate of Bihar Panchayat Raj Act, 2006
and Bihar Panchayat Election Rule, 2006 and declare the result



for the post of Pramukh of Rajuan Block, District Banka afresh and all consequential action mandated under the Act and the Rules pursuant to declaration of result after election.

At the outset, it is submitted by the learned counsel for the petitioner that since fresh elections have already been held, the writ petition has become infructuous.

In view of the submission made above, the writ petition is dismissed as infructuous.

(Ashwani Kumar Singh, J.)

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