

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.3141 of 2018

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Ramesh Kumar Yadav, Son of Late Raj Narayan Yadav, Resident of Village-
Naurangiya, P.S.- Lakhaura, District- East Champaran.

.... Petitioner

Versus

1. The State of Bihar.
2. The State Election Commission, Bihar, Patna.
3. The District Magistrate cum District Election Officer, Naurangiya Panchayat,
Motihari, East Champaran.
4. The Returning Officer, Motihari Block, Motihari, East Champaran.
5. The Assistant Returning Officer, Motihari Block, Naurangiya Panchayat,
Motihari, East Champaran.
6. The Booth Level Officer, Motihari Block, Motihari, East Champaran.
7. Akhilesh Kumar Singh @ Bada Babu Singh, Son of Alakh Narayan Singh,
Resident of Village- Basbita, P.S.- Lakhaura Muffasil, Motihari Block, East
Champaran.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ansul, Advocate
Mr. Anuj Kumar, Advocate
For the Respondent-State : Mr. Ajay -GA5
Mr. Pratik Kumar Sinha, AC to GA-5
For the Respondent-SEC : Mr. Amit Shrivastava, Advocate
Mr. Girish Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 05-09-2018

At the outset, it has been brought to the notice of
this Court by the learned counsel for the petitioner that for
declaring the election of the respondent no.6 as Mukhiya of



Naurangiya Panchayat, Motihari, East Champaran as void, an election petition has already been filed before the Election Tribunal. The present writ petition has been filed exactly for the same relief.

2. Since the petitioner has already availed of statutory remedy, a parallel proceeding under extraordinary jurisdiction of this Court shall not be maintainable.

3. Accordingly, it is dismissed as not maintainable.

(Ashwani Kumar Singh, J.)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	08.09.2018
Transmission Date	NA

