

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16885 of 2017

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Md. Matiur Rahman, Son of Late Md. Sulaiman, Resident of Village-Samastipur P.S. Shahkund District-Bhagalpur.

... .. Petitioner/s

Versus

1. The Union of India through Secretary, Finance Department, Union of India, New Delhi.
2. State Government of Bihar through Principal Secretary, Finance Department, Old Secretariat, Patna.
3. The General Manager, Reserve bank of India Branch Patna, South Gandhi Maidan, Patna.
4. The General Manager, Main Branch, State bank of India, Patna, West Gandhi Maidan, Patna.
5. District Magistrate, Bhagalpur,

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Alim Jang Khan, Advocate
For the Respondent/s	:	Mr. Lalit Kishore – A.G.
		Mr. Manish Dhari Singh, A.C. to A.G.
For R.B.I.	:	Mr. Kaushal Kumar Jha, Advocate
For S.B.I.	:	Mr. Kaushlendra Kr. Sinha, Advocate
For Union of India	:	Mr. S.D. Sanjay, Sr. Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 20-07-2018 Inter alia seeking a mandamus for establishment of a branch of a particular bank in a particular village or panchayat area, this writ petition has been filed.

Opening of a branch, establishing it and making it functional is an executive decision to be taken based on various considerations under any statutory provision or control by any statutory provision and, therefore, in a public interest litigation,



a mandamus cannot be issued exercising the extra ordinary jurisdiction under article 226 of the Constitution with regard to such policy and administrative matters.

We are not inclined to interfere into the matter. Granting liberty to the petitioner to take up the issue with the concerned Ministry, Department or the bank concerned, we dispose of the matter.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/Uma/-

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