

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3017 of 2019

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Upendra Roy, S/o Jhari Lal Roy Vill.- Jitwarpur Chauth, P.S.- Muffasil, Distt.-
Samastipur

... .. Petitioner

Versus

1. The State Of Bihar through the Chief Secretary, Govt. of Bihar, Secretariat, Patna, Bihar
2. The Principal Secretary Department of Health, Medical Education and Family Welfare, Govt. of Bihar, Patna
3. The Director of Medical Education/Director-in-Chief Health Services, Govt. of Bihar, Vikas Bhawan, Patna-800015, Bihar
4. Union of India through the Secretary Department of Health and Family Welfare, New Delhi
5. Medical Council of India New Delhi through its Secretary
6. Principal Secretary Land and Revenue Department, Govt. of Bihar, Patna
7. Bihar State Religious Trust Board through its Chairman
8. Sri Ram Janki Mandir Nayas Samiti Narghoghi, Saraiganj, Samastipur through S.D.O.-cum-Chairman

... .. Respondents

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Appearance :

For the Petitioner/s	:	Mr. Iqbal Asif Niazi, Adv.
For the Respondent/s	:	Mr. Anshuman Singh, AC to AG
For the MCI	:	Mr. Kumar Brijnandan, Adv.
For BSBRT	:	Mr. Ganpati Trivedi, Sr. Adv.
For UOI	:	Ms. Nivedita Nirvikar, CGC.

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
and
HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE JYOTI SARAN)

2 19-02-2019 Heard learned counsel for the parties.

Although a decision is taken by the State Government to establish a Medical College and Hospital in the District of Samastipur but it does not satisfy the petitioner because of its location.

In our opinion, Article 47 of the Constitution of India



obliges the State Government to take decision in this regard and
if the State has proceeded to discharge such obligation, no cause
for judicial review of the decision taken is made out.

The writ petition is dismissed.

(Jyoti Saran, J)

(Arvind Srivastava, J)

Surendra/-

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