

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9139 of 2019

Pratap Narayan Singh S/o Ramji Singh Resident of Village-Chaubey
Tola, Ward No.12, P.S.-Chanpatia, Dist.-West Champaran at Bettiah

... .. Petitioner/s

Versus

1. The Election Commission of India through its Secretary, New Delhi.
2. The Secretary, Election Commission of India, New Delhi
3. The State of Bihar through the Principal Secretary, Department of Home,
Govt. of Bihar, Patna
4. The Chief Electoral Officer, Bihar, Patna
5. The District Magistrate-cum-District Returning Officer, West Champaran at
Bettiah.
6. The Deputy Development Commissioner, West Champaran at Bettiah.
7. The Block Development Officer, Block-Chanpatia, District-West Champaran
at Bettiah.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Kripa Nand Jha, Adv Mr. Raghunandan Kumar Singh
For the ECI	:	Mr. Siddhartha Prasad, Adv Mr. Om Prakash Kumar, Adv
For the Respondent/s	:	Mr. P.K. Verma (AAG3)

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date : 24-04-2019

Heard learned counsel for the petitioner and learned
counsel for the respondents.

2. The present writ petition has been filed for a direction
to the respondents for “*shifting back the election Booth No. 92,
Primary School, Bishunpur, Madakar to Booth No. 76 of Gram
Panchayat Lakhaura Samudayik Bhawan, Chaubey Tola, within
Block Chanpatia, District West Champaran in view of the report
dated 05.02.2019 so that the voters of the locality may be allowed
to cast their votes for coming Lok Sabha Election, 2019.*”

3. Learned counsel for the petitioner submits that for the
past 25 years the petitioner has been casting his vote along with



the other local eligible voters at Booth No. 76 of Gram Panchayat Lakhaura Samudayik Bhawan, Chaubey Tola, within Block Chanpatia, District West Champaran, but all of a sudden it appears that the said booth has now been shifted to Booth No. 92, Primary School, Bishunpur, Madakar. It is further stated that the enquiry report dated 05.02.2019 (Annexure-1) recommended shifting of booth no. 92 to booth no. 76, in view of which the petitioner along with other villagers filed a representation on 14.03.2019 (Annexure-3) before the District Magistrate-cum-District Returning Officer, West Champaran at Bettiah (Respondent No. 5) raising objection against shifting of the subject booth. The said representation however, remains pending.

4. Learned counsel for the respondent-Election Commission of India appears and has been heard.

5. Having regard to the nature of prayer of the petitioner and the submission of the parties, this Court is of the view that the ends of justice will be met by directing the District Magistrate-cum-District Returning Officer, West Champaran at Bettiah (Respondent No. 5) to consider and dispose of the representation dated 14.03.2019 (Annexure-3) expeditiously, if not already disposed of, in accordance with law.

6. The writ petition stands disposed of with the aforesaid observations and directions.

(Vikash Jain, J)

Chandran/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	24.04.2019
Transmission Date	NA

