

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.8017 of 2020**

- 
1. Om Prakash Singh @ Munna Prasad Son of Late Chalhais Mahto
  2. Rajan Mehta Son of Late Manoj Verma.
  3. Birendra Kumar Son of Late Ganga Saran Singh
  4. Ram Ekbal Mahto Son of Late Chlhais Mahto
  5. Baij Nath Prasad Son of Late Bhagwan Mahto

All Resident of Village- Mira Chak, Maner, P.O. and P.S.-Maner District-  
Patna, Pin Code-801108 (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Patna, District-Patna  
(Bihar)
2. The Chairman, agar Panchayat Maner, District-Patna (Bihar).
3. The Vice Chairman, Nagar Panchayat Maner District-Patna (Bihar).
4. The Ward Commissioner Ward No.9, Maner, District-Patna (Bihar).
5. The Executive Officer, Nagar Panchayat Maner, District-Patna (Bihar).
6. The Circle Officer, Maner, District-Patna (Bihar).
7. The Deputy Superintendent of Police Danapur, District-Patna (Bihar).
8. The Sub Divisional Officer, Danapur District Patna (Bihar).
9. The Municipal Commissioner, Patna.

... .. Respondent/s

---

**Appearance :**

|                      |   |                                                        |
|----------------------|---|--------------------------------------------------------|
| For the Petitioner/s | : | Mr.Prabhat Kumar Dipak<br>Mr. Subhen Sarkar, Advocates |
| For the Respondent/s | : | Mr. P. N. Shahi, AAG 6                                 |

---

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE S. KUMAR**

**ORAL JUDGMENT**

**(Per: HONOURABLE MR. JUSTICE S. KUMAR)**

**(The proceedings of the Court are being conducted through  
Video Conferencing and the Advocates joined the proceedings**



**through Video Conferencing from their residence.)**

**Date : 28-09-2020**

Present writ petition has been filed in form of PIL for following relief:-

“This is an application for issuance of writ in the nature of mandamus directing the respondents not to construct Bore Well and Water Tank on public Road in village Maner.”

After some argument, counsel for the petitioners are permitted to withdraw this writ petition with liberty to file a detailed representation before the Executive Officer, Nagar Panchayat, Maner, District, Patna (respondent no.5) with respect to issues raised in this writ petition and the Executive Officer, Nagar Panchayat, Maner, District, Patna shall consider the grievances as raised by petitioners and shall pass an appropriate order in accordance with law within 30 days from the date of filing of representation . It is made clear that this Court has not expressed any opinion with respect to merit of the case of the petitioners and same is to be considered and decided by Executive Officer, Nagar Panchayat, Maner, District, Patna in accordance with law.

Accordingly, this writ petition is disposed of, however, if any grievance of the petitioners still survives, liberty reserve to them to take recourse to such remedies as are



otherwise available in accordance with law.

**(Sanjay Karol, CJ)**

**( S. Kumar, J)**

Sanjay/-

|                   |            |
|-------------------|------------|
| AFR/NAFR          | NAFR       |
| CAV DATE          | NA         |
| Uploading Date    | 02.10.2020 |
| Transmission Date | NA         |

