

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1171 of 2021

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Suresh Ray Son of Ramdev Ray Resident of Village- Mehsaul, P.S.-
Runnisaidpur, District- Sitamarhi, being District Chairman, National Human
Rights and Social Justice Commission, Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through Chief Secretary, Rural Development Department,
Bihar, Patna.
2. The Chief Secretary, Rural Development Department, Bihar, Patna.
3. The Additional Solicitor General, Government of India, Patna High Court.
4. The District Magistrate, Sitamarhi.
5. The Deputy Development Commissioner, Sitamarhi.
6. The Block Development Officer, Block- Runnisaidpur, District- Sitamarhi.
7. The Programme Officer (P.O.), Block- Runnisaidpur, District- Sitamarhi.
8. The Mukhiya, Gram Panchayat Raj-Gangwara Bujurg, Block- Runnisaidpur,
District- Sitamarhi.
9. The Awas Sahayak, Gram Panchayat Raj-Gangwara Bujurg, Block-
Runnisaidpur, District- Sitamarhi.

... .. Respondent/s

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(The proceedings of the Court are being conducted through Video Conferencing and
the Advocates joined the proceedings through Video Conferencing from their
residence.)

Appearance :

For the Petitioner/s	:	Mr.Devendra Kumar, Adv
For the Respondent/s	:	Mr.Anjani Kumar AAG-4
		Mr. Alok Kumar Jha, Adv

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 28-06-2021

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

“i. For issuance of writ in the nature of
mandamus for directing and commanding the
respondent authorities to hold high level
inquiry/inspection in implementing the Manrega scheme
of PMAY(Pradhan Mantri Awas Yojana, Rural) in



Gangwara Bujurg Panchayat at Runnisaidpur Block, District Sitamarhi since there is wide spread mismanagement and corruption in implementation of the PMAY scheme and punished the persons, who are guilty for corruption.

ii. For further direction to the respondent authorities to prohibit the deviation and diversion of the scheme in terms of inclusion of these beneficiaries, who are not eligible as per scheme to avail of benefit, in this way depriving the original claimant to the bonafide beneficiaries of the locality.

iii. For further direction to the respondent authorities to provide amount for constructing the house under the scheme of “Prime Minister Awas Yojana” to the persons who are entitled for the same.”

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the **Block Development Officer, Runnisaidpur, Sitamarhi**, to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of three months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.



As such, petition stands disposed of in the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The authority concerned shall consider and dispose it of expeditiously by a reasoned and speaking order preferably within a period of three months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(d) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(e) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(f) Liberty reserved to the petitioner to approach the Court, if the need so rises subsequently on the same and



subsequent cause of action;

(g) We have not expressed any opinion on merits. All issues are left open;

(h) The proceedings, during the time of current Pandemic-Covid-19 shall be conducted through digital mode, unless the parties otherwise mutually agree to meet in person i.e. physical mode;

The petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

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

