

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8766 of 2021

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Veera Yadav, transgender, D/o Jhimi Lal Ray, Resident of Hatssarganj,
Hajipur, Vaishali, Bihar. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Main Secretariat, Patna.
2. The Principal Secretary, Department of Panchayati Raj, Government of Bihar, Patna.
3. The State Election Commission (Panchayat), Sone Bhawan, Birchand Patel Path, Patna through the State Election Commissioner.
4. The State Election Commissioner, the State Election Commission (Panchayat), Sone Bhawan, Birchand Patel Path, Patna.
5. The Secretary, the State Election Commission (Panchayat), Sone Bhawan, Birchand Patel Path, Patna.
6. The Law Secretary, Law Department, Government of Bihar.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Akash Keshav, Advocate
For the Respondent/s : Mr. Ajay, GA 5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 22-06-2022

Heard learned counsel for the parties.

Petitioner has prayed for following reliefs:-

- I. For the issuance of a writ in the nature of mandamus and/or any other appropriate writ(s), order(s) or direction(s) commanding the Respondents to provide adequate reservation to persons from the Transgender Community in the same manner as provided vide Resolution No. 386 dated 14.01.2021, in the upcoming election for the posts of Mukhiya of Gram Panchayat, Sarpanch of Gram Katchahry,

members of Gram Panchayat, Panch members of Gram Katchahry, members of Panchayat Samiti and members of Zilla Parishad in the Three-tier Panchayat Raj system conducted under Sections 14, 39, 66 and 92 of The Bihar Panchayat Raj Act, 2006, Section 9 of The Bihar Panchayat Election Rules, 2006 and The Representation of The People Act, 1951.

- II. For the issuance of a writ in the nature of mandamus and/or any other appropriate writ(s), order(s) or direction(s) commanding the Respondents not to finalize the list of candidates as per the existing provisions and guidelines till the pendency of this writ petition.

AND/OR

- III. Any other relief/s which this Hon'ble Court deems fit in the Public Interest keeping in view the welfare of transgender persons and the discrimination to which they are routinely subjected.

With the passage of time, we find that the present petition has become infructuous.

As such, the present petition stands disposed of
reserving liberty to the petitioner to agitate the issue afresh,
should the need so arise.

Equally, it shall be open for the petitioner to approach
the authorities venting out his grievance.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/- Ranjan

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	24.06.2022
Transmission Date	NA