

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8732 of 2019

Vikash Chandra Guddu Baba S/o Late Ramashraya Prasad Singh presently
residing at Mahatma Gandhi path, Kurji-Baluper, P.o.- Sadakat Ashram, P.s.-
Digha, Distt.- Patna

... .. Petitioner/s

Versus

1. The State of Bihar through its Chief Secretary to the Govt. of Bihar, Patna.
2. The Principal Secretary Department of Health, Medical Education and
Family Welfare, Govt. of Bihar, Patna.
3. The Director in Chief (Administration) Health Services, Govt. of Bihar,
Patna.
4. The Managing Director Bihar Medical Services Infrastructure Corporation
Ltd. (BMSICL), Patna.
5. The Superintendent Patna Medical College and Hospital, Patna.
6. The Principal Patna Medical College and Hospital, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Vikash Chandra Guddu Baba (In Person)
For the Respondent/s	:	Mr.Lalit Kishore (A.G.)

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 25-07-2022

Heard learned counsel for the parties.

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

1. That by the present application, the petitioner who has been termed by this Hon'ble Court as whistle blower in a matter involving public interest at large seeks leave of this Hon'ble Court for issuance of writ of Mandamus, Commanding and directing the respondent authorities to provide the facilities of electric, water and sanitation of the campus of PMCH, Patna and other Medical Hospitals situated under the State of Bihar, as after issuance of resolution contained in Memo No. 959 (१) dated 25.01.2019 all the aforesaid facilities which were being provided by different departments of State Govt. (PWD, PHED, ELECTRICITY) have been restrained and these works have been given to respondent no. 4 (BMSICL) but as yet BMSICL is not functional which is evident from letter No. 4610 dated 02.04.2019 issued under the signature of respondent no.5, resultently the officials of Patna Medical College & Hospital and other Hospitals alongwith patients are badly suffering and further a direction to direct the respondents to provide the facilities of electric, water and sanitation of the campus of PMCH, Patna and other Medical Hospitals situated under the State of Bihar immediately and any other relief or reliefs for which the Petitioner is found entitled in the fact and circumstance of the case.

We are of the considered view that the issues highlighted with regard to lack of infrastructure, including Electricity, Water and Sanitation in the Campus of PMCH, Patna, can be highlighted by the petitioner with the appropriate authority i.e. Respondent No. 5, namely, The Superintendent Patna Medical College and Hospital, Patna.

Shri Gudu Baba, who appears in person, states that perhaps the said respondent may not even afford opportunity of hearing.

Without expressing any opinion on such apprehension, we direct respondent no. 5 to not only afford opportunity of hearing, but also take a decision on the petitioner's written request highlighting lack of infrastructure, if any, within the Campus of Patna Medical College and Hospital, Patna. Remedial measures be positively taken within four weeks from the date of presentation of the petition.

Liberty reserved to the petitioner to approach the Court or any other appropriate authority should the need so arise subsequently.

The petition stands disposed of in the aforesaid terms.

Interlocutory application, if any, shall stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

veena/rajiv-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	