

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16497 of 2021

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Manish Kumar Dubey Son of Ashok Kumar Dubey Resident of Village-
Sakhanauli Khanpur, Police Station- Town, District- Saran, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar.
2. The Principal Secretary of Disaster Management of Bihar, Patna.
3. The Commissioner of Saran Division Saran.
4. The District Magistrate of Chhapra Chhapra.
5. Superintendent of Police Saran.
6. The Sub Divisional Magistrate (SDM) of Sonapur Subdivision, Chhapra.
7. The BDO of Dariyapur Block Saran.
8. The Circle Officer (CO) of Dariapur Anchal Saran.
9. The SHO of Dariyapur P.S. Dis. Saran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Amar Anand, Advocate

For the Respondent/s : Mr. Sajid Salim Khan (SC25)

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 23-06-2022

Heard learned counsel for the parties.

The petitioner has prayed for the following
relief/s :-



- (i) To direct the respondents' authorities for taking necessary steps towards giving flood relief funds to the aggrieved people of the area.
- (ii) To direct the Circle officer Daruyapur Anchal/ Block to provide pending flood relief fund of 2020 which has been not disbursed among the public of the affected area due to vested interest.
- (iii) To direct the senior authority of the Saran District and range commissioner to provide relief of 6000/= Rupees to the people of the area of Dariyapur who have not been benefitted due to callous attitude of the local authority as yet.
- (iv) To direct the local authority of block level officer to prepare a list of the people and assessment report of the damage caused by flood fury which has totally engulfed the area causing severe damage to crops and building while there is availability of fund for the said purpose.



From the affidavit filed on behalf of the State, it is apparent that the amount as Gratuitous Relief Fund stands released in favour of 16869 families/beneficiaries. Averments made in paragraph no. 7 of the counter affidavit dated 27.10.2021 are extracted as under :-

“7. that after going through all the formalities and process Gratuitous Relief fund i.e. 6000 Rs./- were transferred in the account of 16869 needed beneficiaries persons/family through D.B.T. in their respective Bank accounts and the sum of Rs.101,214,400/- were transferred in favour of affected persons/beneficiaries and this writ application has lost its relevancy.”

In our considered view, the present petition has outlived its purpose, inasmuch as, the relief already stands disbursed to the rightful claimants. However, should there be any grievance surviving in future, it is open for the petitioner to approach respondent No.6, namely, the Sub-Divisional Magistrate (SDM) of Sonapur Subdivision Chhapra, who shall deal with the issue and take appropriate decision and action as and when brought to his notice.

The petition stands disposed of in the aforesaid terms.



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

(Sanjay Karol, CJ)

(S. Kumar, J)

Ashwini/Sujit

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	29.06.2022
Transmission Date	NA

