

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20318 of 2021

Jai Krishna Rana Amrish @ Rana Snjeev Singh Son of Rana Gangeshwar Singh Resident of Village - Gangeshwar Nagar, Gram Panchayat - Raspur Patasia (East), P.S. - Modiuddinagar, P.O. - Gangeshgwar, District- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Panchayat Raj Department, Government of Bihar, Patna.
2. The Secretary, State Election Commission, Bihar, Patna.
3. The District Magistrate cum District Election Officer (Panchayat), Samastipur.
4. The District Deputy Election Officer (Panchayat) cum District Panchayat Raj Officer, Samastipur.
5. The Sub - Divisional Officer (SDO), Patori, Samastipur.
6. The Returning Officer (Panchayat), cum Block Development Officer, Mohiuddinnagar, Sub - Division- Patori, District- Samastipur.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Rana Sanjay Kumar Singh, Advocate
For the Respondent/s : Mr. Ajay, GA-5

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

Date : 07-01-2022

Heard learned counsel for the parties.

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

- A.** For issuance of appropriate writ in nature of mandamus for direction to State Election Commission (respondent no. 2) and District Election Officer (Panchayat), Samastipur (respondent no. 3) not to hold Panchayat election of Gram panchayat Raspur Patasia East,



Mohiuddinnagar, Samastipur which is scheduled on 12-12-2021 on the basis of mass defective and void electoral rolls (Annexure...) and further Hon'ble Court may please direct the respondent No. 2 to take appropriate action on enquiry report submitted by the BLO which prima facie disclose the mass irregularities in the electoral rolls.

- B.** For to issue a mandamus for preparation of fresh electoral rolls in accordance with the Bihar Panchayat Act, 2006 and Bihar Panchayat Election Rule, 2006 before election could be held and to restrain the respondent no. 2 and 3 from holding elections of Gram panchayat Raspur Patasia East, Mohiuddinnagar, Samastipur on the basis of defective and void electoral rolls.
- C.** And for any other reliefs/reliefs for which the petitioners are found to be entitled under the provision of law involved in the present case.

We find that the elections are over, and with the passage of time, the present petition has become infructuous.

As such, the present petition stands disposed of reserving liberty to the petitioner to take recourse to the remedies available under the Bihar Panchayat Raj Act, 2006 on the same and subsequent cause of action.

Interlocutory Application(s), if any, shall stand



disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

P.K.P./Amrendra

AFR/NAFR	
CAV DATE	
Uploading Date	10.01.2022
Transmission Date	

