

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1302 of 2019

Chandra Kishore Thakur Late Ram Narayan Das Resident of Village-
Balgovind, Post Office- Champavati, Police Station- Sarasi, District- Purnia,
Being Manager of Sri Ramjanaki Virajman Mandir Trust, Belagovind, Post
Office- Chamapavati, Police Station- Sarasi, District- Purnia

... .. Petitioner/s

Versus

1. The Bihar State Board Of Religious Trust Through Its Administrator and Ors
through its Administrator, Vidyapati Marg, Patna 800001, Police Station-
Kotwali, District- Patna
2. Administrator cum Superintendant, The Bihar State Board of Religious
Trust, Vidyapati Marg, Patna 800001, Police Station- Kotwali, District-
Patna
3. The State of Bihar through District Magistrate, Purnia
4. The Circle Officer Dhamdaha, District- Purnia
5. Vimal Kishore Thakur Late Ram Narayan Das @ Late Ram Narayan Thakur
Resident of Village- Belagovind, Post Office- Champavati, Police Station-
Sarasi, District- Purnia
6. Kamal Kishore Thakur Late Ram Narayan Das @ Late Ram Narayan
Thakur Resident of Village- Belagovind, Post Office- Champavati, Police
Station- Sarasi, District- Purnia
7. Gayanand Saha @ Gayanand Das Late Sukhdeo Sah Resident of Village-
Bela Govind, Police Station- Dhamdaha, District- Purnia
8. Dharam Chand Marandi Ramu Marandi Resident of Village- Ramthan
Chikani (Ramgarh), Police Station- Dhamdaha, District- Purnia
9. Shivilal Hembram Bhaiyalal Hembram Resident of Village- Ramthan
Chikani (Ramgarh), Police Station- Dhamdaha, District- Purnia
10. Ramlal Hembram Bhaiyalal Hembram Resident of Village- Ramthan
Chikani (Ramgarh), Police Station- Dhamdaha, District- Purnia

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Devendra Kumar Sinha, Sr. Advocate
For the State	:	Mrs. Surekha Kumari, AC to GP 18
For the BSBRT	:	Mr. Ganpati Trivedi, Sr. Advocate
		Mr. Madan Mohan, Advocate
For the Res. Nos. 7 to 10:		Mr. Sanjay Kumar Sharma, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY



ORAL ORDER

8 17-07-2023 Heard Mr. Devendra Kumar Sinha, learned Senior Counsel appearing on behalf of the petitioner and Mr. Ganpati Trivedi, learned Senior Counsel appearing for the Bihar State Board of Religious Trust, Patna.

The present petition has been filed for the issuance of:-

i) an appropriate writ/ writs, order/ orders, direction/ directions as also for the issuance of writ in the nature of certiorari to quash the Order of Registration made by the Respondent no. 2 suo moto and;

ii) further for issuance of writ in the nature of certiorari to quash the order dated 27.9.2018 passed by the Respondent no. 2, the Administrator by which it restrained the petitioner in respect of alienation/ transfer/ mortgage of the properties of Ramjanaki Mandir, Belagovind holding that if done will be void ab initio and by the same order the District Magistrate, Purnia (Respondent 2nd set) has been directed to take care of and for construction of Religious Committee and forward 11 persons name to the Respondent no. 1, the Bihar State Board of Religious Trust;

iii) the petitioner further prays for issuance of writ in the nature of prohibition or mandamus restraining the



Respondent Authorities including Respondent no 1 (herein after referred the Religious Board) from interfering from right of property of petitioner to manage Temple he being Manager of Private Family endowment;

iv) the petitioner further prays to stay the order dated 27.9.2018 passed by the Respondent no. 2 and subsequent consequential order passed by the Respondent no. 2 during pendency of this writ application and;

v) the Petitioner be granted of any other relief/reliefs for which the petitioner found entitled in the facts and circumstances of this case be also given.

With the consent of the parties, the writ petition is disposed of with the following observations:-

(i) petitioner to appear before the Respondent- Trust Board within a period of four weeks from today;

(ii) the Board thereafter will issue notice to all the stake holders who shall be free to submit documents in support of their respective cases;

(iii) thereafter, after hearing the parties and perusing the records, the Board will take a final decision in the matter and communicate the same to the petitioner and all other stake holders.



Till a decision is taken in the matter by the Trust
Board:-

(i) the interim protection granted to the petitioner
dated 22.01.2019 by a co-ordinate bench to continue;

(ii) the petitioner will not alienate any property
relating to the disputed land in question.

The writ petition stands disposed of with the aforesaid
observations.

(Rajiv Roy, J)

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