

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.6813 of 2018

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Shiva Kant Rai Son of Late Byas Deo Rai Resident of Village - Manarai Tol,
P.S. Bibhutipur, District Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary Government of Bihar, Patna
2. The Chief Secretary, Public Grievance Cell, Bihar, Patna.
3. The Bihar State Electricity Board through its Secretary, Vidyut Bhawan,
Bailey Road, Patna.
4. The Chairman-cum-Managing Director, Bihar State Power Transmission
Company Ltd., Patna, Vidyut Bhawan, Bailey Road, Patna
5. The Managing Director, North Bihar, Power Distribution Company Ltd.
Thrid Floor, Vidyut Bhawan, Bailey Road, Patna
6. The Director, Project North Bihar Power Distribution Company Ltd., Patna,
Bihar.
7. The Chief Engineer, Bihar State Power Transmission Co. Ltd. Vidyut
Bhawan, Bailey Road, Patna.
8. The Executive Engineer, Electricity Division, Rosera, District Samastipur.
9. The Assistant Engineer, Electricity Department, Rosera, District Samastipur.
10. The District Magistrate Samastipur, District Samastipur.
11. The Superintendent of Police Samastipur District Samastipur.
12. The Sub-Divisional Officer, Rosera, District - Samastipur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Nand Kishore Singh, Advocate
For the NBPDCCL : Mr. Vinay Kirti Singh, Sr. Advocate
Mr. Vijay Kumar Verma, Advocate
Mr. Akhileshwar Singh, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 23-01-2023 Heard learned counsel for the parties.

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

“ That this is an application for issuance of a writ in the nature of Mandamus or an appropriate writ commanding the respondents to remove the Pole and wire which has been installed for carrying high voltage electricity in the middle of the homestead land of the petitioner of Khata no. 886 Khesra 1065 Mauza Marhan Thana no. 12 District Samastipur and also for restraining the respondents from going ahead with the construction of the wires through the plot of the petitioner and also for grant of any other relief or reliefs for which the petitioner is found entitled in the facts and circumstances of the case.”

Learned counsel for the petitioner seeks permission to withdraw the present petition, reserving liberty to take appropriate action, in terms of the relevant statute, including the Telegraph Act, 1885 and in light of judgment rendered by the Hon'ble Supreme Court in the case of **The Power Grid Corporation of India Limited v. Century Textiles and**



Industries Limited & Ors., [(2017) 5 SCC 143].

Permission granted.

Present petition stands disposed of as withdrawn with
the liberty aforesaid.

Interlocutory application(s), if any, shall also stand
disposed of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Spd/-K.C.Jha

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