

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2749 of 2023

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Pappu Rai @ Pappu Patel Son of Sri Rajendra Ray, Resident of Village -
Kathaur, P.S. - Parsauni, District - Sitamarhi (Bihar).

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Rural Development, Govt. of Bihar, Patna.
2. The District Magistrate, Sitamarhi.
3. The Deputy Development Commissioner, Sitamarhi.
4. The District Panchayati Raj Officer, Sitamarhi.
5. The Sub-Divisional Officer, Belsand (Sitamarhi).
6. The Block Development Officer, Parsauni (Sitamarhi).
7. The MANREGA, Programme Officer, Parsauni, (Sitamarhi).
8. The Junior Engineer, MANREGA, Block - Parsauni (Sitamarhi).
9. The Panchayat Technical Assistant, Parsauni (Sitamarhi).
10. The Panchayat Rojgar Sewak, Kathaur, Block - Parsauni (Sitamarhi).
11. Dinesh Prasad Yadav, the Mukhiya Gram Panchayat Raj Kathaur, P.S. - Parsauni, District - Sitamarhi.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr. Tejendra Sinha, Adv.
For the Respondent/s : Mr. Ajay, GA-5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE MADHURESH PRASAD)

Date : 24-04-2023

Heard learned counsel for the petitioner and learned
counsel for the State.

2. The writ application has been filed alleging irregularity
in Mahatma Gandhi National Rural Employment Guarantee Act
(MANEREGA) Scheme in its implementation and resultant



misappropriation of public money by the *Mukhiya* i.e., Respondent No.11. Under the provisions of the Bihar Panchayat Raj Act, 2006 (for brevity, Act of 2006) there is adequate remedy for grievances against the *Mukhiya*, including removal of *Mukhiya*, if the circumstances so warrant.

Based on some unsubstantiated allegations, the petitioner cannot be permitted to bypass the procedure prescribed for removing an alleged representative by resorting to Public Interest Litigation (PIL).

Leaving open the petitioner’s remedy(s) under the Act of 2006, or otherwise; and without expressing any opinion on the merits of the petitioner’s allegation, the writ application is dismissed.

(K. Vinod Chandran, CJ)

(Madhuresh Prasad, J)

shyambihari/-

AFR/NAFR	
CAV DATE	
Uploading Date	03-05-2023
Transmission Date	

