

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18597 of 2015

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Savita Devi Wife of Sahdev Kumar Singh, Resident of Village- Kasimpur
Dari, Block and Post and P.S.- Athmal Gola, Circle- Barh, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar through Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Health, Government of Bihar, Patna
3. The District Magistrate, Patna
4. The Chief Medical Officer-cum- Civil Surgeon, Patna
5. The Superintendent, Nalanda Medical College Hospital, Patna
6. The Superintendent, Patna Medical College Hospital, Patna
7. The Project Director, Bihar State AIDS Control Society, State Institute
Health and Family Welfare SI

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Vikash Kumar Pankaj,Adv. Mr.Pratiyush Kumar,Adv. Mr.Chanchal Goyal,Adv.
For the State	:	Mr.Kinkar Kumar,SC-9 Ms.Deepika Sharma,AC to SC-9
For the Respondent No.9:	:	Mr.Sanjiv Kumar,Adv.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 24-03-2023 The present writ petition has been filed
seeking the following relief:-

*“1(i) To issue appropriate writ/ order in
nature of Writ of Mandamus directing
Respondents particularly, Respondent No.
4 to henceforth initiate an effectual
inquiry into the Respondents' failure to
provide adequate and quality care &
treatment to the Petitioner, an HIV +ve
woman at the Nalanda Medical College
Hospital (N.M.C.H.).*

(ii)To issue appropriate writ/ order in



nature of Writ of Mandamus directing Respondents particularly, Respondent Nos. 2, 4 & 5 to take appropriate departmental action against the erring doctors & staffs of the N.M.C.H. who maintained untouchability and inflicted cruel, inhuman & degrading behavior against the petitioner in refusing to conduct her delivery.”

Considering the allegations and counter allegations, as also the fact that the present writ petition has lost its efficacy with the efflux of time, the learned counsel for the petitioner does not deem it fit and proper to press the present writ petition, however, seeks an observation qua the respondent-authorities to be more cautious and vigilant in future, while tackling the patients infected with H.I.V positive virus. It is directed accordingly.

The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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