

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1500 of 2024

Ramesh Kumar Chaurasiya Son of Ramkhelavan Prasad Chaurasia, Resident of Mohalla- Veer Kuwar Singh Colony, Hajipur, P.O. and P.S. Hajipur, District - Vaishali at Hajipur, Presently Adhyaksh Zila Parishad, Vaishali District - Vaishali at Hajipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Additional Chief Secretary, Panchayati Raj Department, Government of Bihar, Patna.
3. The District Magistrate, Vaishali at Hajipur District - Vaishali at Hajipur.
4. The Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, District - Vaishali at Hajipur.
5. Smt. Sundar Mala Devi Wife of not known to the petitioner Presently Up-Adhyaksh, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
6. Anita Devi Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
7. Mukesh Paswan Son of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
8. Gunja Kumari Wife of not known to the Petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
9. Prabhu Shah Son of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
10. Deonandan Sahani Son of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
11. Reena Ragini Wife of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
12. Bibha Devi Wife of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.



13. Rita Singh Wife of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
14. Vidya Rai Son of not known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
15. Lalmuni Devi Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
16. Mohit Paswan Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
17. Upendra Kumar Rai Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
18. Manindra Nath Singh Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
19. Raj Karan Ram Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
20. Pradeep Rai Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
21. Nemdhari Rai Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
22. Nagendra Choudahry Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
23. Deepak Kumar Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
24. Babita Narain Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur,



District - Vaishali at Hajipur.

25. Kumari Kalawati Yadav Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
26. Manju Devi Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
27. Binod Kumar Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
28. Anila Devi Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur. Wife of not Known to the Petitioner
29. Rinki Kumari Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur. Wife of not Known to the Petitioner
30. Ruby Kumari Wife of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
31. Manoj Kumar Son of not Known to the Petitioner Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
32. Manoj Kumar Yadav Son of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
33. Nidhi Jha Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
34. Khsuboo Kumari Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
35. Ram Sagar Sahani Son of not known to the Petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
36. Shabnam Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum-



- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
37. Ram Babu Chaudhary Son of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
38. Reena Kumari Wife of not known to the petitioner. Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
39. Manish Kumar Shukla Son of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
40. Reena Devi Wife of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
41. Priyanka Kumari Wife of not known to the petitioner. Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
42. Pinki Kumari Wife of not known to the petitioner. Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
43. Aashutosh Dipu Son of not known to the petitioner. Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.
44. Engineer Niraj Kumar Son of not known to the petitioner, Elected Members of Zila Parishad, Vaishali ,through the Deputy Development Commissioner -cum- Chief Executive Officer, Zila Parishad, Vaishali, P.O. and P.S. Hajipur, District - Vaishali at Hajipur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. S. B. K. Manglam, Advocate. Mr. Awnish Kumar, Advocate.
For the State	:	Mr. Md. Raisul Haque, Advocate.
For respondent no.39	:	Mr. Ashhar Mustafa, Advocate. Mr. Vikash Kumar Jha, Advocate.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 25-01-2024 Heard Mr. S. B. K. Manglam, learned counsel along



with Mr. Awnish Kumar, learned counsel appearing on behalf of the petitioner; Mr. Md. Raisul Haque, learned counsel for the State and Mr. Ashhar Mustafa, learned counsel along with Mr. Vikash Kumar Jha, learned counsel for the respondent no.39.

2. Learned counsel for the State submits that in spite of the oral direction of this Court communicated by him to the Deputy Development Commissioner cum Chief Executive Officer, Zila Parishad, Vaishali at Hajipur, he has proceeded to convene the meeting today at 11:00 A.M. which was fixed by the petitioner himself as has been stated in Para-7 of the writ petition.

3. Considering the relief as prayed for in the present writ petition, final result of today's special meeting of 'No Confidence Motion' will be subject to the final adjudication by the District Magistrate, Vaishali at Hajipur before whom the petitioner seeks to file an application under Section 157 of the Bihar Panchayat Raj Act, 2006 (hereinafter referred to as the 'Act').

4. The District Magistrate, Vaishali at Hajipur is directed to call for all the members of the Zila Parishad who are required to tender their attendance within two days from today i.e. on 27.01.2024 and after giving proper opportunity of hearing to all the affected and interested parties, he is required



to pass reasoned order on or before 05.02.2024.

5. The writ petition stands disposed of.

(Purnendu Singh, J)

mantreshwar/-

U			
---	--	--	--

