

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2336 of 2024

Suresh Paswan Son of Sudim Paswan, Resident of R.T. Mohan Ward no. 1,
P.S. Forbesganj, District- Araria, presently Pramukh, Forbesganj Block,
Panchayat Samiti, District- Araria.

... .. Petitioner/s

Versus

1. The State Of Bihar Through Additional Chief Secretary, Panchayati Raj Department, Government of Bihar, Patna.
2. The State Election Commission through its Secretary, 3rd Floor, Sone Bhawan, Beer Chand Patel Path, Patna.
3. The District Magistrate-cum-District Election Officer (Panchayat), Araria
4. The District Panchayat Raj Officer, Araria.
5. The Block Development Officer-cum-Executive Officer, Panchayat Samiti, Forbesganj, Araria.
6. Hasmun, Son of Kasim. Bathnaha Ward No. 1, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
7. Ranjana devi, wife of Arun Mandal. Bathnaha Ward No. 2, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
8. Jyoti Mishr, wife of Shishiv Mishra. Sahwajpur, Ward No. 3, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
9. Neelam Devi, wife of Lalu Prasad Deo. Matiari, Ward No. 4, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
10. Jamla Khatoon, wife of Salav. Papra Ward No. 5, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
11. Vinod Ram, son of Budhan Ram. Kusmaha, Ward No. 5, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
12. Bibi Kulsum Khatoon, wife of Naushad Ansari. Rampur North, Ward No. 7 Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
13. Jalila Khatoon, wife of Md. Nasimuddin Ansari. Rampur South, Ward No. 8, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
14. Priyanka Devi, wife of Arun Kumar Sah. Bhagkohlia, Ward No. 8, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
15. Inamul Bhagkohlia, wife of Ansar Hussain. Ward No. 10, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
16. Sulechna Devi, wife of Kiran Kumar Sah. Amhara, Ward No. 11, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
17. Pinki Devi, wife of Dilip Mabndal. Majhua, Ward No. 12, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
18. Amita Devi, wife of Sanjiv Chauhan. Kirkichia, Ward No. 13, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.



19. Usha Devi, wife of Birebndra Mandal. Khairkha, ward No. 16, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
20. Roshan Kumar Singh, Son of Mahesh Prasad Singh. Khairkha, Ward No. 17, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
21. Ashmina Khatoon, wife of Azhar. Haripur, Ward No. 18 Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
22. Sanaullah, wife of Kalam Hussain. Haripur, Ward No. 19, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
23. Om Prakash Paswan, son of Adhik Lal Paswan. Mushari, Ward No. 20, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
24. Vijay Bishwas, son of Ram Prasad Biswas. Mushari, Ward No. 21, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
25. Bhupendra Prasad Yadav, Son of Ram Dhari Yadav. Pothial, Ward No. 22, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
26. Shama Pravin, wife of Md. Zami. Pothia, Ward No. 23, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
27. Shams Tarvej, wife of Narul Hoda. Tirashkund, Ward No. 24, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
28. Upendra Kumar Soren, son of Baddu Soren. 28. Tirashkund, Ward No. 25, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
29. Geeta Devi, wife of Vidyanand Paswan. Halhalia, Ward no. 26, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
30. Subeda, wife of Md. Zaliluddin. Ramai, Ward No. 27, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
31. Vidyanand Bahradar, Son of Babhu Balardar. Parwaha, Ward No. 28, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
32. Sonu Sangam, son of Vijay Kumar Keshri. Parwaha, Ward No. 29, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
33. Chandra Devi, Son of Onkil Sardar. Ardaha, Ward No. 30, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
34. Panchanand Ram, son of Anup Lal Ram. Saifganj, Ward No. 31, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
35. Slwa Khatoon, wife of Yakub Alam. Miorjapur, Ward No. 32, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
36. Abhyanand Anand, son of Giranand Anand. Mirjapur, Ward No. 33, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
37. Pramod Kumar Mehta, Son of Bindeshwari Prasad Mehta. Jhirua West Ward No. 34, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
38. Gulam Sarwar, wife of Shera Gurudin. Jhirua West, Ward No. 35, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.



39. Abullag son of Gulam Rashul. Jhirua East, Ward No. 36, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
40. Sunil Kumar Paswan, Son of Bechan Paswan. Jhirua East, Ward No. 37, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
41. Halima Khatoon, wife of Ekbal. Aawrahi West, Ward No. 38, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
42. Neelam Devi, wife of Damodar Tatma. Aawrahi East, Ward No. 39, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
43. Amrul, son of Fakir Alam. Aawrahi East, Ward No. 40, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
44. Dilip Kumar Rishidev, son of Rajiv Kumar Rishidev. Khawaspur, Ward No. 41, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
45. Chanki, son of Imam. Bokaha, Ward No. 42, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
46. Sunauna Devi alias Sunaina Devi, wife of Birendra Rishidev. Rahidkpur, Dhila Mohanpur, Ward No. 43, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
47. Mohammad Aashique, Son of Enpas. Dori Sonapur, Ward No. 44, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
48. Mohammad Alam, Son of Md. Najjamuddin. Katur Nijami, Doria Sonapur Ward No. 45, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.
49. Mohammad Hashibur Rahman, Son of Late Mirzamil. Dholbaja, Ward no. 14, Ward Members of Panchayat Samiti, Forbesganj, P.S.- Forbesgan, District- Araria.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Ashok Kumar Singh. Advocate.
For SEC	:	Mr. Girish Pandey, Advocate.
For the State	:	Mr. Swapnil Kumar Singh, AC to GP-19.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 23-02-2024 Heard Mr. Ashok Kumar Singh, learned counsel

appearing on behalf of the petitioner; Mr. Girish Pandey, learned

counsel for the State Election Commission and Mr. Swapnil

Kumar Singh, learned AC to GP-19 for the State.



2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner had participated in the special meeting of 'No Confidence Motion' which was held on 11.01.2024 and election has been notified to be held on 27.02.2024.

3. Considering the aforesaid submission, the writ petition stands disposed of considering the fact that the petitioner once having participated in the special meeting of 'No Confidence Motion' on 11.01.2024 has waived his right to challenge the proceeding of 'No Confidence Motion', however the petitioner is still elected member of the Panchayat Samiti, he may participate in the election which has been notified to be held on 27.02.2024.

(Purnendu Singh, J)

mantreshwar/-

U			
---	--	--	--

