

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.808 of 2025

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Ranju Devi W/o Rana Santosh Kumar Singh, R/o Vill- Nagan Garh, Post Nagan Garh, Ps- Nagawan, Nagean Garh, Dist- Gaya, Bihar-824205 presently Mukhiya of Nagawan Gram Panchyat, Block Guruwa, Dist- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Secretary, Panchayati Raj Department, Government of Bihar, Patna.
3. The Director, Panchayati Raj Department, Government of Bihar, Patna.
4. The Collector, Gaya
5. The Block Development Officer, Guruwa, Dist- Gaya
6. The Circle Officer, Guruwa, Dist Gaya
7. District Panchayati Raj Officer, Dist-Gaya
8. Executive Engineer, Building Division, Dist- Gaya

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar, Adv.
For the Respondent/s : Mr. Government Pleader (2)

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-01-2025 1. Heard learned counsel for the petitioner and learned
AC to GP-2.

2. The learned counsel appearing on behalf of the State at the outset submits that the writ application is not maintainable at the instance of petitioner. The petitioner neither has locus nor it can be inferred from the pleading made in the writ application that petitioner is aggrieved by the action of the authority except for the fact that it is the contention of the petitioner that the Panchayat Sarkar Bhawan which is to be constructed within the Panchayat for which a decision has been



taken should not be constructed at a place where the authorities have decided to construct rather it should be constructed at the headquarter of the Panchayat. It is further submitted that from perusal of Annexure-P/3 to the writ application, it would manifest that a representation was submitted to the District Magistrate, Gaya for considering the issue. It is also submitted that from perusal of the representation filed by the petitioner and other, it would manifest that they are not disputing the Panchayat Sarkar Bhawan is not being constructed within the panchayat rather their contention is that it should be constructed at a particular place within the panchayat. It is further submitted that the representation records that the place decided by the authorities for constructing the Panchayat Bhawan is about one and half kilometers from Nagawan village. The learned State counsel also relies on an order dated 23.02.2024 passed in CWJC No.3280/2024 (Krishna Deo Kumar Vs. The State of Bihar) to submit that the Hon'ble Division Bench of this Court also at Para-5 of the aforesaid judgment had noted that - *“so far the construction of Panchayat Sarkar Bhawan is concerned, the same is within the exclusive jurisdiction of the Gram Panchayat and a decision as to its situs lies entirely within the domain of Panchayat concerned and the State Government has exclusive*



jurisdiction to take a decision in this regard, so far the grievance of the petitioner is concerned, he has already represented before the concerned authorities, including the District Magistrate, Arwal and any direction of this Court would be uncalled for, in the matter.” The learned State counsel thus submits that in the present case also the petitioner has already submitted a representation along with the villager before the District Magistrate, Gaya on 24.12.2024, as such, any direction by this Court would be uncalled for.

3. The learned counsel appearing on behalf of the petitioner is not in a position to submit the submission of the learned counsel appearing on behalf of the State.

4. Considering the submission, the Court finds no merit in the writ application.

5. The writ application is accordingly dismissed.

(Satyavrat Verma, J)

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