

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16090 of 2024

Vijay Kumar Son of Bhagwan Lal Sah Resident of Ward No.8, Kanhauli, P.S.-
Sadar, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Revenue and Land Reforms,
Government of Bihar, Patna.
3. The Collector, Sitamarhi.
4. The Sub Divisional Officer, Sitamarhi Sadar, Sitamarhi.
5. The Circle Officer, Sonversha Circle, District- Sitamarhi.
6. The Superintendent of Police, District Police Headquarter District-
Sitamarhi.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Arvnendra Kumar Thakur, Advocate
For the Respondent/s	:	Mr. P.K Shahi, Advocate General

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date : 28-02-2025

The petitioner is aggrieved by the decision of the
Zila Parishad in constructing an additional
crematorium/burning ground when one was already
existing in the village.

2. The objection is two fold, viz., that it is in the
middle of the village whereas a burning ground is always
located in the outskirts of the village in question and that



the better policy would have been to refurbish the old crematorium rather than having a new crematorium, which decision is based on no inputs of the number of deaths in the locality, necessitating an additional crematorium.

3. It appears that a decision was taken by the *Zila Parishad* to have a burning ground/crematorium on its own land.

4. There is no rule prohibiting more than one burning ghat/crematorium in an area.

5. The petitioner has not been able to show any cause for any interference in the matter. The only objection of the petitioner, worth noting, is that the location of such new burning ghat/crematorium is not appropriate and that it should be located outside the boundary of the populace.

6. There could be different notion about it.

7. Death takes place only in the populace and, therefore, an easily accessible burning ghat would only be



more convenient for the people at large.

8. In any view of the matter, finding no fault with the creation of the crematorium/burning ghat and that also an additional one, we dismiss this petition as being meritless.

(Ashutosh Kumar, ACJ)

(Partha Sarthy, J)

Shiv/Rajesh

AFR/NAFR	NAFR
CAV DATE	N/A
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