

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.9580 of 2026**

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Krishna Kant Sharma Son of Uma Shankar Sharma, Resident of 27, A.P.  
Colony, Police Station- Rampur, District- Gaya.

... .. Petitioner/s

Versus

1. Gaya Municipal Corporation through the Town Commissioner, Gaya, Bihar.
2. The Town Commissioner, Gaya Municipal Corporation, Gaya.
3. Executive Officer, Gaya Municipal Corporation, Gaya.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate  
For the Respondent/s : Mr. Rabindra Kumar Priyadarshi, Advocate

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**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

2      09-07-2026                      Heard learned counsel for the parties.

2. The petitioner has filed the instant application for  
the following reliefs:

*“(i) For issuance of a writ  
in the nature of mandamus and / or  
any other appropriate writ, order or  
direction for quashing the notice as  
contained in letter no. 135 dated  
09.05.2026 issued under the signature  
of Town Commissioner, Gaya  
Municipal Corporation, Gayaji,  
whereby and where the petitioner was  
directed to not do any further  
construction and appear before the  
undersigned with all relevant*



*documents and map regarding the building in question.*

*(ii) Further for staying the operation of the notice as contained in letter no. 135 dated 09.05.2026 issued under the signature of Town Commissioner, Gaya Municipal Corporation, Gayaji.*

*(iii) For any other relief / reliefs to which the petitioners are found entitled in the facts and circumstances of the case.”*

3. The petitioner is aggrieved by the notice contained in letter no.135 dated 9.5.2026 issued to the Proprietor of Hotel City Surya stating therein that in violation of the provisions contained in sections 313 and 314 of the Bihar Municipal Act, 2007 and without getting the plan sanctioned by the Municipal Corporation, construction is being carried out in ward no.37.

4. By the said notice, the noticee has been directed to appear in the office of the Commissioner, Municipal Corporation, Gayaji on 15.5.2026 between 12:00 P.M. - 2:00 P.M.

5. Having heard learned counsel for the parties, the writ application is disposed off directing the petitioner to appear before the Town Commissioner, Gaya Municipal Corporation,



Gaya (respondent no.2) either personally or along with his counsel on 21.7.2026 at 11:00 A.M. when the respondent no.2 shall provide to the petitioner the details sought for by the petitioner with respect to the description of the property which is the subject matter of the case in which the notice dated 9.5.2026 has been issued.

6. The respondent no.2 thereafter shall give a reasonable time to the petitioner to respond to the same and fixing a date for appearance, shall proceed to decide the case/representation in accordance with law.

7. It is made clear that the Court has not entered into the merits of the case of the petitioner, which is to be decided by the respondent concerned.

8. The writ application stands disposed off.

**(Partha Sarthy, J)**

saauravkrsinha/-

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