IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16481 of 2026

CNR No. BRHC011047212026

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Surendra Singh Son of Kamdeo Singh, Resident of village- Ward No. 07, Nabinagar, P.S. and Post- Nabinagar, District- Aurangabad

... ... Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary Urban Development and Housing Department, Government of Bihar, Patna
2. The State Election Commission, Sone Bhawan Veerchand Patel Marg, Patna
3. The Commissioner, State Election Commission, Sone Bhawan Veerchand Patel Marg, Patna
4. The Secretary, State Election Commission, Sone Bhawan, Veerchand Patel Marg, Patna.
5. The District Magistrate, Aurangabad
6. The Sub-Divisional Officer, Nabinagar, Aurangabad.
7. The Nabinagar Nagar Panchayat through its Executive Officer, Nabinagar Nagar Panchayat, Nabinagar, Aurangabad
8. Ritesh Kumar @ Murari Singh, Son of Indal Singh, Resident of Mohalla- Ward No. 13, Shiv Bigaha, P.O. and P.S.- Nabinagar, District- Aurangabad. At present Ward Councillor of Ward No. 13, Nagar Panchayat Nabinagar, Nabinagar, Aurangabad.

... ... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Shyam Kishore, Advocate.
For the Respondent/s	:	Mr. Rakesh Ambastha, AC to SC 27.
For the Resp. No. 7	:	Mr. Anil Kumar, Advocate.
For the SEC	:	Mr. Ravi Ranjan, Advocate.

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CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY

ORAL ORDER

2 27-10-2026 Heard the learned counsel for the parties.

2. Present writ petition has been filed for the following relief(s):-

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> *"(i) .....for issuance of a writ of Mandamus or other appropriate writ/s, order/s, direction/s to disqualify the Respondent No. 8 namely Ritesh Kumar @ Murari Singh under Section 18(1)(m) r/w-18(2) of the Bihar Municipal Act, 2007 (as amended) hereinafter referred as 'Act, 2007) from the post of Ward Councillor of Ward No. 13, Nabinagar Nagar Panchayat, Nabinagar, Aurangabad on becoming of father of more than two children after cut off date i.e. 04.04.2008.*
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> *(ii) In alternative, to direct the Respondent No. 3, Commissioner, State Election Commission to dispose of Case No. 28 of 2026 (Surendra Singh Vs. Ritesh Kumar) within a stipulated reasonable time."*

3. Learned counsel appearing on behalf of the Respondent-Bihar State Election Commission submits that the necessary proceedings have already been initiated and the next date is fixed for hearing.

4. Having regard to the same, the present writ petition is disposed of directing the authority to conclude the enquiry as expeditiously as possible, duly putting all the parties on notice and giving them an opportunity of hearing.

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5. With the above directions, the present writ petition stands disposed of.

(A. Abhishek Reddy, J)

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