

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15027 of 2018

Navin Kumar Singh and Ors

... .. Petitioner/s

Versus

The State of Bihar and Ors

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 20435 of 2018

Alok Raj

... .. Petitioner/s

Versus

The State of Bihar and Ors

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 20863 of 2019

All India Student Federation

... .. Petitioner/s

Versus

The State of Bihar & Ors.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 20934 of 2019

Parul Prasad,

... .. Petitioner/s

Versus

The State of Bihar & Ors.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 20947 of 2019

Vishal Kumar Singh

... .. Petitioner/s

Versus

The State of Bihar & Ors.



... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 21081 of 2019

Ashish

... .. Petitioner/s

Versus

The State of Bihar & Ors.

... .. Respondent/s

Appearance :

(In Civil Writ Jurisdiction Case No. 15027 of 2018)

For the Petitioner/s : Mr.Dinu Kumar, Adv.

For the State : Mr. Lalit Kishore, AG

Mr. Bishwa Bibhuti Kumar Singh, AC to AG

For the PMC : Mr. Prasoon Sinha, Adv.

For the BUIDCO : Mr. Ravindra Priyadarshi, Adv.

For the Respondent/s : Mr.Yogendra Prasad Sinha- Aag7

(In Civil Writ Jurisdiction Case No. 20435 of 2018)

For the Petitioner/s : Mr.Renu Jha

For the Respondent/s : Mr.Md.Khurshid Alam -Aag12

(In Civil Writ Jurisdiction Case No. 20863 of 2019)

For the Petitioner/s : Mr.Dinu Kumar, Adv.

For the State : Mr. Lalit Kishore, AG

Mr. Bishwa Bibhuti Kumar Singh, AC to AG

For the PMC : Mr. Prasoon Sinha, Adv.

For the BUIDCO : Mr. Ravindra Priyadarshi, Adv.

(In Civil Writ Jurisdiction Case No. 20934 of 2019)

For the Petitioner/s : Mr. Parul Prasad (in person)

For the State : Mr. Lalit Kishore, AG

For the UOI : Mr. S.D.Sanjay (ASGI)

Mrs. Kanak Verma, CGC

(In Civil Writ Jurisdiction Case No. 20947 of 2019)

For the Petitioner/s : Mr.Deepak Kumar Singh, Adv.

For the Respondent/s : Mr.Prasoon Sinha

(In Civil Writ Jurisdiction Case No. 21081 of 2019)

For the Petitioner/s : Mr. S.N. Pathak, Adv.

Mr.Prashant Kumar, Adv.

Mr. G.C. Jha, Adv.

Mr. Rajiv Ranjan Jha, Adv.

For the State : Mr. Lalit Kishore, AG

Mr. Prasoon Sinha, Adv.

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE SHIVAJI PANDEY)

4 18-10-2019

It appears that the office has pointed out some defects



in some of the writ applications. Accordingly, learned counsel for the petitioners are directed to remove the defect within a period of one week from today.

Heard learned counsel for the petitioners, learned Advocate General, counsel for the Union of India as also counsel for the Municipal Corporation.

The water logging is a recurring problem which is happening everywhere in the city of Patna. For the present, the citizen of Patna is still facing the problem of water logging in certain areas and also reports have come through newspaper that the people are suffering from Dengue fever and one of the member of the Bar has already died on account of Dengue fever which is a very serious matter. Reports have also come from paper that at least 55 persons have died as a result of Dengue fever.

As large number of writ petitions have been filed, certainly, it will take time to file detail reply by the State. Accordingly, we give four weeks' time to State to file counter affidavit in the matter against all the writ applications.

The festival is coming fast. Chhath puja is going to be celebrated on 31st of October, 2019. It is expected that the Ghats will be brought to a proper shape so that the persons, who are



observing Puja, will have an easy approach to the Ghat. At the same time, the Government must ensure draining out the water and make the residents ease who are under severe constrain. This Court also directs the State Government as well as the Municipal Corporation to take steps to prevent spreading of Dengue and they must take it at a war-footing by cleaning each area and specially those area which have remained under water for a long time. It is also expected from the Municipal Corporation, it will remove the garbage from different places of the city without delay. It is not only causing great harm to the citizen of the city specially but, also spreading the menace of Dengue mosquito. This Court again directs the State Government Authorities as well as the Municipal Corporation to show sensitivity that whenever any phone call comes, they must receive it and give proper reply. They must also reflect the phone number as well as the name of officers in the web-site as well as in paper who are also supposed to give response when ever a citizen is making a complaint about litter in their area.

We direct the Municipal Corporation to give the telephone number, area-wise officer who can give valuable assistance to the citizen of that area.



The State must file detail counter affidavit, that apart, will give detail on following points:-

1. Name of officer related to cleaning of sewerage and drain.
2. Name of Contractor engaged in cleaning the Nala and other pipe-line leading to draining out the water.
3. Give detail with respect to the Sump Houses that were working during that period.
4. What step was taken after Meteorological forecast.
5. How much money utilized in clearing the sewerage pipeline.

Let all these cases be listed on 25.10.2019. On that day, the State will file its report with regard to the position of water logging as also the position of Chhath Ghat.

(Shivaji Pandey, J)

(Partha Sarthy, J)

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