IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7043 of 2026

CNR No. BRHC010380022026

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Manoj Kumar Son of Vishwanath Prasad, Resident of Ward no. 9, Thana Road, Mohalla Bhawdepur, P.S.- Sitamarhi, Chakmahila, District- Sitamarhi.

... ... Petitioner/s

Versus

1. The State of Bihar through the Principal Chief Secretary, Urban Development and Housing Department, Govt. of Bihar, Patna.
2. The Principal Chief Secretary, Urban Development and Housing Department, Govt. of Bihar, Patna.
3. The Sitamarhi Municipal Corporation, through the Municipal Commissioner, Sitamarhi.
4. The Municipal Commissioner, Sitamarhi Municipal Corporation, Sitamarhi.
5. The Assistant Town Planner, Sitamarhi Municipal Corporation, Sitamarhi.
6. The District Magistrate, Sitamarhi.
7. Dr. Anita Singh, Wife of Dr. Sanjay Singh, R/o- Thana Road Nagar Thana P.S. Nagar Thana District- Sitamarhi Pin Code- 843302.

... ... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Aman Kumar, Adv.
For Nigam	:	Mr. Subodh Kumar, Adv.
	:	Mr. SK Thakur, Adv.
For State	:	Mr. Mithilesh Kumar Gupta, GP10

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CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY

ORAL ORDER

8 06-11-2026 Learned counsel appearing on behalf of the petitioner submits that though the authority (Municipal Corporation, Sitamarhi) has passed the order dated 09.10.2024 directing for demolition of the illegal and unauthorized construction made by the respondent No. 7 herein till date no action has been taken. Learned counsel therefore, seeks a direction from this Hon'ble Court to direct the Municipal Corporation, Sitamarhi to

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implement the order dated 09.10.2024 by fixing a time frame.

2. *Per contra*, the learned counsel appearing on behalf of the respondent-Corporation and also the respondent No. 7 submit that the respondent No. 7 has filed appeal bearing Appeal No. 37(N) of 2024 before the Municipal Building Tribunal, Patna and therefore, the authority is not in a position to implement the order dated 09.10.2024. Further, it is submitted that the writ petition filed by the respondent No. 7 herein bearing CWJC No. 9841 of 2026 has been disposed of by this Hon'ble Court on 17.09.2026 directing the Municipal Building Tribunal, Patna to dispose of the Appeal No. 37(N) of 2024 by fixing a time-frame.

3. Having regard to the same, the present writ petition is also disposed of directing the Municipal Building Tribunal, Patna to dispose of the appeal filed by the respondent No. 7 within the time-frame fixed in CWJC No. 9841 of 2026 dated 17.09.2026.

4. It is needless to mention that before passing any orders, all the necessary parties shall be put on notice and granted an opportunity of hearing. Any orders passed shall be communicated to the petitioner.

5. In case the appeal filed by the respondent No. 7

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herein is rejected/ dismissed, the authority shall duly implement the order passed by the Commissioner, Sitamarhi Municipal Corporation dated 09.10.2024.

6. With the above direction, the present writ petition stands disposed of.

(A. Abhishek Reddy, J)

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