



IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5008 of 2026

Bhola Prasad Yadav, Son of Late Ram Prasad Yadav, Resident of Village-
Belha Malin, Police Station- Lalmatia, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Co-operative Department,
Government of Bihar, Patna.
2. The Registrar, Co-operative Societies, Government of Bihar, Patna.
3. The Chief Election Officer, Bihar State Election Authority, 32, Harding
Road, Patna.
4. The District Magistrate-cum-District Election Officer, Madhubani.
5. The Deputy Development Officer-cum-Nodel Officer, Madhubani.
6. The Marketing Officer, Supply-cum-Returning Officer, Madhubani.
7. The Election Officer-cum-Block Development Officer, Khutauna,
Madhubani.
8. Ram Kumar Yadav, Son of Late Jageshwar Yadav, Resident of Village-
Belha Malin, Police Station- Lalmatia, District- Madhubani.

... .. Respondent/s

Appearance :

For the Petitioner	:	Mr. Uday Chand Prasad, Advocate Mr. Manoj Kumar, Advocate Ms. Pooja Prasad, Advocate
For the State	:	Government Pleader-11
For the Resp. No.3	:	Mr. M. K. Thakur, Advocate

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-04-2026 Heard learned counsel for the petitioner and learned
counsel for the respondents.

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

“(i) For issuance of the writ in the





nature of Mandamus commanding the Respondents to conceal the election of Respondent who has been elected as the PACS Chairman of Karmedh West PACS, District-Madhubani in illegal manner.

(ii) For commanding the Respondents to conduct recounting of the PACS election of Karmedh PACS in presence of higher authorities which was held on 06.02.2026.

(iii) For commanding the Respondents to elect PACS Chairman after recounting, who got more valid votes.

(iv) For any other appropriate writ, order, direction save and except in accordance with law.”

3. At the outset, learned counsel for the Bihar State Election Authority (respondent no.3) submits that the election in question being over, the petitioner has an alternate and efficacious remedy of filing an election petition under section 14A(6) of the Bihar Co-operative Societies Act, 1935.

4. After some argument, learned counsel for the petitioner seeks permission to withdraw this application to pursue the remedy available in law.

5. In case the application is filed as prescribed under law, the same shall be decided expeditiously, preferably within a period of four months from the date of its filing.

6. The writ application stands disposed of with the





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aforesaid liberty.

(Partha Sarthy, J)

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