

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 16263 of 2014

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Ramdas Sao Son of Late Shankar Sao Resident of village - Raundi, Post
Office - Karki, Police Station - Ariyari, District - Sheikhpura

.... Petitioner

Versus

1. The State of Bihar
2. The Principal Secretary, Mines and Geology, Bihar, Patna.
3. The District Magistrate, Sheikhpura.
4. The Director, Mines and Geology Bihar, Patna.
5. The Mines Development Officer, Sheikhpura.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar
For the Respondent/s : Mr. Rajendra Prasad
AC to AAG- 2

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4. 28-09-2015 At the very outset, Sri Rajendra Prasad, learned
counsel for the respondent/Mines & Geology Deptt., in presence
of learned counsel for the petitioner and learned A.C. to Addl.
Advocate General – 2, raised preliminary objection on the point of
maintainability of the writ petition. He submits that the petitioner
has directly approached this Court against an order passed by the
Mines Development Officer, Sheikhpura, against which, there is
statutory provision of revision under the Bihar Minerals
(Prevention of Illegal Mining, Transportation & Storage) Rules,
2003.

After noticing the objection, learned counsel for the
petitioner makes a prayer for disposal of the writ petition so that

the petitioner may avail appropriate remedy.

The prayer is allowed.

The writ petition stands disposed of with liberty, as indicated above.

It goes without saying that the period consumed by the petitioner in pursuing the present writ petition i.e. from 16-09-2014 till date shall be excluded while considering the limitation matter.

(Rakesh Kumar, J.)

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