

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9334 of 2015

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M/s Mahavir Mini Rice Mill situated at Village - Bharasara, P.S. Jagdishpur, District Bhojpur, through its Proprietor Sri Madhusudan Dubey, Son of Sri Niwas Dubey

.... Petitioner

Versus

1. The State of Bihar through the District Magistrate, Bhojpur at Ara.
2. The District Magistrate, Bhojpur at Ara.
3. The District Certificate Officer, District- Bhojpur at Ara.
4. The District Manager, State Food Corporation, District -Bhojpur at Ara.

.... Respondents

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Appearance :

For the Petitioner : M/s. Naresh Malhotra, Senior Advocate and
Binod Kumar Sinha, Advocate

For BSFC : Mr. Shailendra Kumar Singh, Advocate

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 07-07-2015 Heard learned counsel for the petitioner and the

BSFC.

On limited issue being raised at the time of hearing, this writ application is being disposed of granting liberty to the petitioner to file his objection under Section 9 of the Bihar and Orissa Public demands Recovery Act, 1914 (hereinafter to be referred to as “the Act”) within a period of two weeks from today. If such objection is filed by the petitioner, let a decision be taken by passing a reasoned order upon the same on its own merit and in accordance with law by the Certificate Officer under Section 10 of the Act within a period of four weeks, if such order has already not been passed by him.

Let no coercive action be taken against the petitioner for recovery of the certificate amount till such decision is taken by the Certificate Officer.

BSFC would also be required to immediately file its reply so that the matter is decided within the time granted by this Court.

(Dr. Ravi Ranjan, J)

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