

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2060 of 2016

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1. Mukesh Kumar Rai, son of Sri Ram Din Rai, resident of Village-Madhoul Khurd, P.S. Desari, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar
2. The Chief Secretary, Government of Bihar, Patna.
3. Principal Secretary, Rural Development Department, Patna.
4. The District Magistrate-cum-Collector, District Vaishali.
5. The Sub-Divisional Officer, Mahua, District- Vaishali.
6. The Deputy Collector Land Reform, Mahnar, Vaishali.
7. The Block Development Officer, Desari, District- Vaishali.
8. Officer-in-charge, Desari Police Station, District- Vaishali.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan

For the Respondent/s : Mr. Anjani Kumar, Aag-6

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER
(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

3 11-07-2016 Heard Mr. Rajeev Ranjan, learned Counsel for the petitioner, and Mr. Anjani Kumar, learned Additional Advocate General No. 6, appearing on behalf of respondents-State.

In view of the fact that petitioner makes allegations of misappropriation of funds by public servant, remedy of the petitioner lies either in lodging First Information Report with the Police Station of competent territorial jurisdiction or lodging a complaint case and if the sanction for the purpose of prosecution is needed, the petitioner shall remain at liberty to apply for requisite

sanction, if it ought to be granted, the petitioner shall take recourse to appropriate provisions of law.

We are, therefore, clearly of the view that this Public Interest Litigation is wholly misconceived and is, therefore, dismissed.

(I.A. Ansari, ACJ)

sunil/-

(Anjana Mishra, J)

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