

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1147 of 2015
Arising out of
Civil Writ Jurisdiction Case No. 9853 of 2013
Along with
Interlocutory Application No.4853 of 2015

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1. The Bihar State Food and Civil Supply Corporation Ltd., through its Managing Director, Sone Bhawan, 5th Floor, Bir Chand Patel Path, Patna -800001.
 2. The Managing Director, Bihar State Food and Civil Supply Corporation Ltd., Sone Bhawan, 5th Floor, Bir Chand Patel Path, Patna 800001
 3. The District Manager, Bihar State Food And Civil Supply Corporation Ltd.,
..... Respondents -Appellant/s

Versus

Rakesh Kumar S/o Shri Chhote Lal Singh R/o village - Madarpur, P.O. Jat Dumri,
P.S. Punpun, District - Patna, Proprietor of MS Kumar Rice Mill, Near Punpun
Railway Station, P.S. Punpun, District - Patna

..... Petitioner-Respondent/s

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Appearance :

For the Appellant/s : Mr. Anjani Kumar, Senior Advocate
Mr. Shailendra Kumar Singh, Advocate
Mr. Awadhesh Kumar, Advocate

For the Respondent/s : Mr. Hansraj, Advocate

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CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA

And

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

Date: 20-05-2016

Interlocutory Application No.4853 of 2015

The application is for condonation of delay of 208 days in
filing of the present appeal.

For the reasons mentioned in the application, we find that
sufficient cause is shown by the appellants to condone such delay.
Consequently, the delay in filing of the present Letters Patent Appeal is

condoned.

Interlocutory Application stands allowed accordingly.

Re.: Letters Patent Appeal No.1147 of 2015

The arguments were addressed by learned counsel for the parties in Letters Patent Appeal No.1576 of 2014 (The Bihar State Food and Civil Supplies Corporation Limited and Anr. Versus Sone Valley Rice Mill and Ors.) and other analogous cases. Letters Patent Appeal No.1576 of 2014 stands allowed for the reasons recorded therein.

In view of the said fact, the present Letters Patent Appeal is allowed for the same reasons as recorded therein and the writ application stands dismissed. There shall be no order as to costs.

(Hemant Gupta, J.)

(Ahsanuddin Amanullah, J.)

Sunil/-

AFR/NAFR	
CAV DATE	09.05.2016
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