

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.9936 of 2014

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1. Om Prakash Upadhyya S/o Late Ramakant Upadhyya R/o Vill - Rampur Kala, P.S. - Khaira, Distt. - Saran (Chapra).
 2. Rana Pratap Singh S/o Late Narsingh Narayan Singh R/o Vill - Baburahan, P.S. - Chainpur, Distt. - Kaimur.
 3. Dudhnath Singh S/o Late Binda Thakur R/o New Sipara, Matkhan, P.S. -Beur, Distt. - Patna.

.... Petitioners

Versus

1. The State of Bihar.
2. Director Agriculture Bihar, Patna.
3. Joint Director Agriculture, Patna Division, Patna.
4. Deputy Director Agriculture (Farm), Bihar, Patna.
5. Deputy Director Agriculture (Farm) Patna Division, Arrah.
6. District Agriculture Officer, Kaimur (Bhabhua)
7. Sub Divisional Agriculture Officer, Bhabhua (Kaimur).

.... Respondents

With

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Civil Writ Jurisdiction Case No. 10094 of 2014

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Om Prakash Upadhyya S/o Late Ramakant Upadhyya R/o Vill. - Rampur Kala, P.S. Khaira, Distt. - Saran (Chapra)

.... Petitioner

Versus

1. The State of Bihar
2. Director Agriculture, Bihar, Patna
3. Joint Director Agriculture, Patna Division, Patna
4. Deputy Director Agriculture (Farm), Bihar, Patna
5. Deputy Director Agriculture (Farm), Patna Division, Arrah
6. District Agriculture Officer, Kaimur (Bhabhua)
7. Sub-Divisional Agriculture Officer, Bhabhua (Kaimur)

.... Respondents

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Appearance :

(In CWJC No.9936 of 2014)

For the Petitioners : Mr. Mukesh Kumar, Advocate

For the Respondents : Mr. Ramadhar Singh, GP-25

(In CWJC No.10094 of 2014)

For the Petitioner : Mr. Mukesh Kumar, Advocate

For the Respondents : Mr. Ashutosh Ranjan Pandey, AAG-13

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 02-12-2016

Both the writ applications are disposed of after quashing



Annexure-1 and 2 of C.W.J.C. No. 9936 of 2014 and Annexure-1 of C.W.J.C. No. 10094 of 2014 on the ground that since these orders have civil consequences for the petitioners, they are required to be given an opportunity of hearing after appropriate show-cause is issued to them in this regard.

The Court will not come in the way of the respondent authorities to proceed in the matter in terms of the guidelines issued wherever there is shortfall of production in such specialized farms, but basic principles of law relating to the natural justice cannot be overlooked since the petitioners have categorically taken a stand that the decision which have been quashed have been taken without an opportunity to them

Both the writs are allowed in terms of the above directions.

(Ajay Kumar Tripathi, J)

Pawan/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	02.12.2016
Transmission Date	N/A

