

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13253 of 2016

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S. M. Ali Imam

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sarvdeo Singh, Advocate

For the Respondent/s : Mr. Amrendra Kumar, AC to Aag15

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 19-09-2016

Heard Mr. Sarvdeo Singh, learned Counsel for the petitioner, and Mr. Amrendra Kumar, learned Assistant Counsel to Additional Advocate General No. 15, appearing on behalf of the State-respondents.

With the help of the petition, filed in the form of Public Interest Litigation, the grievance expressed by the petitioner is that one Sofia Nizam has been illegally appointed and thereby misappropriation of Government fund has taken place. Apart from that the said Sofia Nizam has not been made party, we are of the view that if the appointment of Sofia Nizam is by way of commission of fraud, the remedy of the petitioner lies in either lodging a complaint or lodging a First Information Report.

In view of the above and as prayed for by learned Counsel for the petitioner, this petition is allowed to be withdrawn

with liberty granted to the petitioner to approach this Court
with appropriate application, in future, if so advised, and/or
take recourse to such provisions of law as may be permissible

(I.A. Ansari, CJ)

(Anjana Mishra, J)

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