

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1086 of 2017

IN

Civil Writ Jurisdiction Case No. 124 of 2016

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Gita Devi, D/o Parama Ram, W/o-Manoj Kumar Ram, Resident of Village-Barchhoga yadu Ram Ray, ke, Tola P.S.-Gorayakothi, District-Siwan, Presently Resident of Village-Chandi, P.O.-Sikandarpur, P.S.-G.B.Nagar, Tarwara, Block-Barahariya, District-Siwan

.... Appellant/s

Versus

1. The State of Bihar through its Principal Secretary-cum-Chief Executive Officer, Bihar Mahadalit Vikas Mission, Department of Schedule Caste and Schedule Tribe Welfare, Bihar, Patna.
2. The Mission Director, Bihar Mahadalit Vikas Mission, Bihar, Patna.
3. The Deputy Director, District Welfare Department, Siwan
4. The Deputy Development Commissioner, Siwan
5. The District Magistrate, Siwan.
6. District Programme Officer-cum-District Welfare Officer, Siwan.
7. Sub-Divisional Officer, Siwan.
8. Block Development Officer, Barahariya, Siwan.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Shahabuddin Azeem, Adv

For the State : Mr. Kaushal Kumar Jha, AAG-8

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CORAM: HONOURABLE THE CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 07-09-2017

Interlocutory Application No. 6391 of 2017

The Interlocutory Application has been filed for condonation of delay in filing of appeal.

The delay of 80 days in filing of this appeal is condoned.

Accordingly, Interlocutory Application No.6391 of



2017 stands allowed and disposed of.

This Letters Patent Appeal has been filed against an order of review dated 12.04.2017 passed in Civil Review No. 505 of 2016, whereby the prayer made by the appellant seeking review of an order passed on 03.10.2016 in Civil Writ Jurisdiction Case No. 124 of 2016 has been rejected.

The appellant has not challenged the original order passed on 03.10.2016 in Civil Writ Jurisdiction Case No. 124 of 2016. He has only challenged the order passed in review.

Against the order passed in review and without challenging the original order passed in the writ petition, this appeal is not maintainable. Granting liberty to the appellant, if advised, to challenge the original order passed in the writ petition also, in accordance with law, we disposed of the matter, as the Letters Patent Appeal is not maintainable.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Shageer/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	11/09/2017
Transmission Date	NA

