

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.153 of 2015
Arising out of
Civil Writ Jurisdiction Case No. 9385 of 2014**

=====

Subodh Kumar, son of Late Ram Deo Saw, resident of Naya Baszar, P.S.-
Lakhisari, District- Lakhisarai, Proprietor of M/S Laxmi Industries, Lakhisarai

.... Petitioner-Appellant/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Food & Consumer Protection Department, Govt. of Bihar, Patna.
3. Managing Director, Bihar State Food and Civil Supply corporation, Sone Bhawan, Birchand Patel Path, Patna.
4. The Deputy Chief (Claim), The Bihar State Food & Civil Supply Corporation, Sone Bhawan, Birchand Patel Path, Patna.
5. The District Magistrate, Lakhisarai.
6. The District Manager, Bihar State Food and Civil Supply Corporation, Lakhisarai.

.... Respondents-Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Shashi Bhushan Kumar, Advocate
For the Respondent/s : Mr. Vinay Kirti Singh, G.A.-3
For BSFC : Mr. Shailendra Kumar Singh, Advocate

=====

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 09-02-2017

The present Letters Patent Appeal is directed against an order passed by the learned Single Bench of this Court on 23.07.2014 deciding the writ application in light of the order passed in C.W.J.C. No. 9133 of 2014 (M/s Shivam Mini Modern Rice Mill vs. The State of Bihar & Ors.) decided on 22.07.2014.

L.P.A. No. 1709 of 2014 against the said judgment stands decided vide judgment reported as 2015(4) PLJR 422 (Arvind



Kumar vs. State of Bihar).

It is pointed out by learned counsel for the appellant that the order passed in Letters Patent Appeal has since been partly modified on 23rd August, 2016 in Civil Review No. 150 of 2015 (Rohit Rice Mill vs. The State of Bihar and Ors).

After hearing learned counsel for the parties, we find that the matter in issue is covered by the Arvind Kumar's case (supra).

The appeal is decided in terms of the said judgment and as modified by this Court in Civil Review No. 150 of 2015 (Rohit Rice Mill vs. The State of Bihar and Ors.) decided on 23rd August, 2016.

(Hemant Gupta, ACJ)

(Sudhir Singh, J)

Sunil/-

AFR/NAFR	N. A. F. R.
CAV DATE	N. A.
Uploading Date	11.02.2017
Transmission Date	

