

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12112 of 2014

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Indu Devi, wife of Late Brij Kishore Tiwary, Resident of Mohalla-Purani
Dharamshala Campus, P.O.-Head Post Office, Muzaffarpur, P.S.-
Muzaffarpur Town, District- Muzaffarpur

.... Petitioner

Versus

1. Union of India through the Pay and Account Officer, Central Pension
Accounting Office, Government of India, Trikoot-2, Bhikaji Cama Place
New Delhi- 110066
2. Sr. Account Officer, Central Excise and Customs, Patna
3. P.A.O. (Comm. of C. Excise & Customs), Patna, Birchand Patel Path, 5th
Floor, C.R. Building Patna 800001
4. The Pay and Accounts Officer, Central Excise and Customs, Patna
Birchand Patel Path, 5th Floor, C.R. Building Patna 800001
5. Assistant Commissioner, Central Excise and Custom, Emli Chhati,
Muzaffarpur, Bihar

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar No. III, Advocate

For the Respondent No.1 to 3: Mr. Sanjay Kumar, A.S.G.

For the Respondent No. 4 & 5: Mrs. Nivedita Nirvikar, Advocate

For the Custom & C. Excise : Mr. Satya Prakash Tripathy, Sr. S.C.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 21-03-2017

A preliminary objection has been raised by the
counsel for the Union of India regarding maintainability of the
writ application.



It is submitted by the learned counsel for the petitioner that the petitioner has a remedy before the Central Administrative Tribunal and without invoking the statutory remedy granted to her, she has approached this Court in writ jurisdiction.

Conceding to the objection raised by the learned counsel for the Union of India, learned counsel for the petitioner sought leave to withdraw the present application in order to file appropriate original application before the Central Administrative Tribunal, Patna, Bihar.

Leave is granted.

The writ application is disposed of.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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