

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1858 of 2016

In
Civil Writ Jurisdiction Case No.19811 of 2012

=====

Sunil Kumar Singh son of Late Jauhari Prasad Singh Resident of Village-
Hasanpur Diyara, P.O.- Parmanandpur, P.S.- Ballia, District- Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar through Principal Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Ballia, Begusarai.
4. District Rural Development Agency, Begusarai through Deputy Development Commissioner cum Chief Executive Officer, Begusarai.
5. Block Development Officer, Ballia Block, District - Begusarai
6. Block Agriculture Officer, Ballia Block, Begusarai
7. Panchayat Secretary, Parmanandpur Panchayat , Begusarai

... .. Respondent/s

=====

Letters Patent Appeal No. 517 of 2016

In
Civil Writ Jurisdiction Case No.5849 of 2013

=====

Chamak Lal Choudhary Son of Late Chulhai Choudhary Resident of village -
Bariarpur Bazar, P.S. Bariarpur, District - Munger

... .. Appellant/s

Versus

1. The State of Bihar
2. The Principal Secretary, Rural Development Department, Govt. of Bihar
3. The Deputy Development Commissioner, District Munger
4. The Block Development officer, Bariarpur, District Munger
5. The Certificate Officer, Munger
6. The Panchayat Secretary, Bariarpur Dakshini, P.S. Bariarpur, District - Munger
7. The Mukhiya, Bariarpur Dakshini, P.S. Bariarpur, District - Munger

... .. Respondent/s

=====

Letters Patent Appeal No. 1131 of 2016

In
Civil Writ Jurisdiction Case No.4651 of 2013

=====

Chandra Shekhar Prasad Son of late Sita Ram Sah resident of Mohalla-
Bariarpur Bazar, PS Bariarpur, District Munger.

... .. Appellant/s

Versus

1. The State of Bihar



2. The Deputy Development Commissioner District Munger.
3. The Sub Division Officer, Sub Divisional Munger District Munger.
4. The Deputy Development Commissioner District Munger.
5. The Certificate Officer Munger.
6. The Panchayat Secretary Bariarpur Dakshinipur PS Bariarpur District Munger
7. The Mukhiya Bariarpur Dakshinipur (Gandhipur)PS Bariarpur District Munger

... .. Respondent/s

Letters Patent Appeal No. 563 of 2016
In
Civil Writ Jurisdiction Case No.6570 of 2013

Suresh Prasad @ Suresh Prasad Sah Son of Late Etwari Sah Resident of Village- Vikrampur, P.S.- Asarganj, District- Munger.

... .. Appellant/s

Versus

1. The State of Bihar through The Principal Secretary, Department of Rural Development, Government of Bihar.
2. The Principal Secretary, Department of Food and Civil Supplies, Government of Bihar.
3. The District Development Commissioner District Munger
4. The District Magistrate, Munger.
5. The Block Development Officer, Asarganj, District- Munger.
6. The Panchayat Secretary, Makwa, Asarganj, District- Munger.
7. The Mukhiya, Makwa, Asarganj, District- Munger.
8. The Certificate Officer, Munger.
9. The Superintendent of Police, Munger.
10. The Police Inspector, Asarganj Circle, District- Munger.
11. The Officer In Charge, Police Station Asarganj, District- Munger.

... .. Respondent/s

Letters Patent Appeal No. 322 of 2017
In
Civil Writ Jurisdiction Case No.7826 of 2014

Raj Kumar Choudhary, Son of Late Ram Bilash Choudhary, resident of village - Harchandpur, P.S. Jalalgarh, District - Purnea

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea



7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

Letters Patent Appeal No. 319 of 2017
In
Civil Writ Jurisdiction Case No.17300 of 2014

Md. Nasim Uddin, Son of Late Haji Mohammad Iliyash, Resident of village -
Dimiya, P.S. Jalalgarh, District Purnia

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

Letters Patent Appeal No. 320 of 2017
In
Civil Writ Jurisdiction Case No.12161 of 2014

Md. Abbas, Son of Md. Haphij, resident of village - Morli, P.S. Jalalgarh,
District - Purnea

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

Letters Patent Appeal No. 325 of 2017
In
Civil Writ Jurisdiction Case No.12357 of 2014

Birendra Ram, Son of Late Nandlal Ram, resident of village - Harchandpur,
P.S. Jalalgarh, District - Purnea



... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

=====

Letters Patent Appeal No. 321 of 2017

In

Civil Writ Jurisdiction Case No.11081 of 2014

=====

Tirtha Nand Paswan, Son of Late Salru Paswan, resident of village - Jhajhiyan, P.S. Jalalgarh, District - Purnea

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

=====

Letters Patent Appeal No. 324 of 2017

In

Civil Writ Jurisdiction Case No.12036 of 2014

=====

Md. Mansoor Alam, Son of Tohid Alam, resident of village - Ahilgawan, P.S. Jalalgarh, District - Purnea

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea



6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

Letters Patent Appeal No. 323 of 2017
In
Civil Writ Jurisdiction Case No.17030 of 2014

Ram Bilash Ram, Son of Jagdish Ram, resident of village - Jalalgarh, P.S.
Jalalgarh, District - Purnea

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna
2. The District Magistrate, Purnea
3. The Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Authority, Purnea
4. The District Engineer, District Board, Purnea
5. The Sub Divisional officer Cum Certificate Officer, Sadar, Purnea
6. The Executive Officer Cum Block Development officer, Jalalgarh, Purnea
7. The Block Supply Officer, Jalalgarh, Purnea

... .. Respondent/s

Letters Patent Appeal No. 1368 of 2015
In
Civil Writ Jurisdiction Case No.3540 of 2015

Jitendra Kumar Pandey Son of Late Krishna Dev Pandey resident of Village -
Bahuarwa, Pandey Tola, P.S. - Manjhauriya, District - West Champaran.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Human Resources Development Department, Bihar, Patna.
2. The Director, Primary Education, Bihar, Patna.
3. The District Magistrate, West Champaran at Bettiah.
4. The District Programme Officer, West Champaran at Bettiah.
5. The District Education Officer, West Champaran at Bettiah.
6. The Block Development Officer, West Champaran at Bettiah.
7. The Block Education Extension Officer, West Champaran at Bettiah.
8. The Mukhiya Gram Panchayat, West Champaran at Bettiah.
9. The Panchayat Sachiv, Gram Panchayat, West Champaran at Bettiah.

... .. Respondent/s

Letters Patent Appeal No. 1309 of 2016
In
Civil Writ Jurisdiction Case No.5780 of 2013



Chamak Lal Choudhary Son of late Chulhai Choudhary Resident of Village -
Bariarpur Bazar, P.S. - Bariarpur, District - Munger.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Rural Development Department, Govt. of Bihar.
3. The Deputy Development Commissioner, District - Munger.
4. The Block Development Officer, Bariarpur District - Munger.
5. The Certificate Officer, Munger.
6. The Panchayat Secretary, Bariarpur Dakshini, P.S. - Bariarpur, District - Munger.
7. The Mukhiya, Bariarpur Dakshini, District - Munger.

... .. Respondent/s

Letters Patent Appeal No. 1410 of 2016
In
Civil Writ Jurisdiction Case No.19567 of 2011

Mahendra Yadav Son of late Baijnath Yadav Resident of Village - Kathor, P.S.
- Dharhara, District - Munger.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Deputy Development Commissioner, District - Munger.
3. The Sub Divisional Officer, Sub-Division - Munger, District - Munger.
4. The Block Development Officer, Dharhara, District - Munger.
5. The Panchayat Secretary, Katihar, P.S. - Dharhara, District - Munger.
6. The Panchayat Secretary, Kathor, District - Munger.

... .. Respondent/s

Letters Patent Appeal No. 1408 of 2016
In
Civil Writ Jurisdiction Case No.21284 of 2011

Sita Devi Wife of late Vinay Paswan resident of Village - Panchrukhi, P.S. -
Dharhara, District - Munger.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Deputy Development Commissioner Cum Chief Executive Officer, Zila Parishad, Munger, District Munger.
3. The District Manager, Bihar State Food Corporation, Munger, District - Munger.
4. The Sub Divisional Officer, Sub-Division, Munger, District - Munger.
5. The Block Development Officer, Block - Dharhara, District - Munger.
6. The Panchayat Secretary, Itwa, P.S. - Dharhara, District - Munger.
7. The Mukhiya, Itwa, P.S. - Dharhara, District - Munger.



... .. Respondent/s

Letters Patent Appeal No. 1407 of 2016
In
Civil Writ Jurisdiction Case No.19515 of 2011

Arjun Prasad Verma Son of late Lutan Prasad Verma resident of Village -
Khajuria P.S. - Dharhara, District - Munger.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Deputy Development Commissioner Cum Chief Executive Officer, Zila Parishad, Munger, District Munger.
3. The District Manager, Bihar State Food Corporation, Munger, District - Munger.
4. The Sub-Divisional Officer, Sub-Division, Munger, District - Munger.
5. The Block Development Officer Block - Dharhara, District - Munger.
6. The Panchayat Secretary, Mahgama P.S. - Dharhara, District - Munger.
7. The Mukhiya, Mahgama P.S. - Dharhara, District - Munger.

... .. Respondent/s

Letters Patent Appeal No. 1437 of 2016
In
Civil Writ Jurisdiction Case No.19529 of 2011

Sadanand Yadav Son of late Sitohi Yadav resident of Village-Dharhara P.S.-
Dharhara District- Munger

... .. Appellant/s

Versus

1. The State of Bihar
2. The Deputy Development Commissioner Cum Chief Executive Officer, Zila Parishad, Munger, District Munger
3. The District Manager, Bihar State Food Corporation Munger, District- Munger.
4. The Sub Divisional Officer, Sub-Division- Munger, District- Munger
5. The Block Development Officer Block- Dharhara, District- Munger
6. The Panchayat Secretary, Itawa, P.S.- Dharhara District- Munger
7. The Mukhiya, Itawa, P.S.- Dharhara District Munger

... .. Respondent/s

Letters Patent Appeal No. 1440 of 2016
In
Civil Writ Jurisdiction Case No.21253 of 2011

Umesh Paswan Son of late Tilo Paswan resident of village- Panchrukhi, P.S.-
Dharhara, District- Munger



... .. Appellant/s

Versus

1. The State of Bihar
2. The Deputy Development Commissioner Cum Chief Executive Officer, Zila Parishad, Munger, District Munger
3. The Sub Divisional Officer, Sub-Divisional- Munger, District- Munger
4. The Block Development Officer Block- Dharhara, District- Munger
5. The Panchayat Secretary, Itwa, P.S.- Dharhara District Munger
6. The Mukhiya, Itwa, P.S.- Dharhara District Munger

... .. Respondent/s

Letters Patent Appeal No. 1456 of 2016
In
Civil Writ Jurisdiction Case No.13103 of 2012

Dinesh Yadav Son of Baleshwar Yadav resident of Village- Matadih (Raghunathpur) P.S.- Dharhara, District- Munger.

... .. Appellant/s

Versus

1. The State of Bihar
2. The Deputy Development Commissioner-cum-Chief Executive Officer, Zila Parishad, Munger, District- Munger.
3. The District Manager, Bihar State Food Corporation, Munger, District- Munger
4. The Sub Divisional Officer, Sub-Division Munger, District- Munger.
5. The Block Development Officer Block- Dharhara, District- Munger.
6. The Panchayat Secretary, Itwa, P.S. Dharhara, District Munger.
7. The Mukhiya Matadih, P.S.- Itwa District- Munger.

... .. Respondent/s

Letters Patent Appeal No. 1783 of 2016
In
Civil Writ Jurisdiction Case No.5694 of 2014

Shashidhar Prasad Yadav Son of Late Hari Vallabh Prsad Yadav Resident of of Village - Mattu Naraoi, P.O. - Sanha, P.S. - Sahebpur Kamal, District - Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar, through the Principal Secretary Food and Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Ballia, Begusarai.
4. District Rural Development Agency, Begusarai, through Deputy Development Commissioner cum Chief Executive Officer, Begusarai.
5. Block Development Officer, Sahebpur Kamal Block, Begusarai.
6. Bolck Agriculture Officer, Sahebpur Kamal Block, Begusarai.



7. Panchayat Secretary, Sanha West Panchayat, Begusarai.

... .. Respondent/s

Letters Patent Appeal No. 1782 of 2016
In
Civil Writ Jurisdiction Case No.78 of 2013

Kamleshwari Paswan Son of Late Soman Paswan Resident of Village and
P.O. - Kushmaut, P.S. - Nima Chandpur, District - Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar, through the Principal Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Begusarai.
4. District Rural Development Agency, Begusarai, through Deputy Development Commissioner cum Chief Executive Officer, Begusarai.
5. Block Development Officer, Begusarai, Block, Begusarai.
6. Block Agriculture Officer, Begusarai Block, Begusarai.
7. Panchayat Secretary, Kushumat Panchayat, Begusarai.
8. In-charge, Nima Chandpura Police Station, District - Begusarai.

... .. Respondent/s

Letters Patent Appeal No. 1779 of 2016
In
Civil Writ Jurisdiction Case No.5471 of 2014

Binod Kumar Sah Son Of Sri Baldeo Sah, Resident Of Village- Vishunpur,
P.O.- Mirzapur Banddaur, P.S.- Muffasil Begusarai, District- Begusarai.

... .. Appellant/s

Versus

1. The State Of Bihar, through the Principal Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Begusarai.
4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai.
5. Block Development Officer, Begusarai Block, Begusarai.
6. Block Agriculture Officer, Begusarai Block, Begusarai.
7. Panchayat Secretary, Vishunpur Panchayat, Begusarai.

... .. Respondent/s

Letters Patent Appeal No. 1780 of 2016
In
Civil Writ Jurisdiction Case No.5481 of 2014



Tuntun Paswan, Son of Sri Ramanand Paswan, Resident of Village and P.O.-
Pachveer, P.S.- Sahebpur Kamal, District- Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar, through Principal Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub- Divisional Magistrate, Ballia, Begusarai.
4. Deputy Development Commissioner cum Chief Executive Officer, Begusarai, District Rural Development Agency, Begusarai.
5. Block Development Officer, Sahebpur Kamal Block, Begusarai.
6. Block Agriculture Officer, Sahebpur Kamal Block, Begusarai.
7. Panchayat Seretary, Pachveer Panchayat Panchayat, Begusarai.

... .. Respondent/s

=====

Letters Patent Appeal No. 1796 of 2016

In

Civil Writ Jurisdiction Case No.5452 of 2014

=====

1. Anjani Kumar Singh Son of Sri Upendra Narain Singh Resident of Village - Paraura, Sahebpur Kamal, District - Begusarai
2. The State of Bihar, through Principal Secretary, Food and Consumer Protection Department, Bihar, Patna

... .. Appellant/s

Versus

1. The State of Bihar, through Principal Secretary, Food and Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Ballia, Begusarai
4. Deputy Development Commissioner cum Chief Executive Officer, Begusarai, District Rural Development Agency, Begusarai
5. Block Development Officer, Sahebpur Kamal Block, Begusarai.
6. Block Agriculture Officer, Sahabpur Kamal Block, Begusarai.
7. Panchayat Secretary, Sanha East Panchayat, Begusarai.

... .. Respondent/s

=====

Letters Patent Appeal No. 1798 of 2016

In

Civil Writ Jurisdiction Case No.5711 of 2014

=====

Vibhishan Paswan Son of Sri Ramanand Paswan Resident Of Village-
Bindtoli, P.O. And P.S.- Sahebpur Kamal, District- Begusarai

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai



3. Sub-Divisional Magistrate, Ballia, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, Begusarai, District Rural Development Agency, Begusarai
5. Block Development Officer, Sahebpur Kamal Block, Begusarai
6. Block Agriculture Officer, Sahabpur Kamal Block, Begusarai
7. Panchayat Secretary, Sahabpur Kamal East Panchayat,

... .. Respondent/s

Letters Patent Appeal No. 1794 of 2016
In
Civil Writ Jurisdiction Case No.5358 of 2014

Sri Krishna Menon, Son of Sri Ram Swaroop Sah, Resident of Vill-and-Po-Sandalpur, P.S.-Sehebpur, Distt -begusarai

... .. Appellant/s

Versus

1. The State of Bihar through Principal Secretary Food and Consumer Protection Department, Bihar
2. District Magistrate, Begusarai
3. Sub Divisional Magistrate, Ballia, Begusarai
4. Deputy Development Commissioner -Cum Chief Executive Officer, Begusarai District Rural Development Agency Begusarai
5. Block Development Agency, Begusarai
6. Block Agriculture Officer, Sahabpur Kamal Block, Begusarai
7. Panchayat Secretary, Sandaalpur, Begusarai

... .. Respondent/s

Letters Patent Appeal No. 1797 of 2016
In
Civil Writ Jurisdiction Case No.5420 of 2014

Pankaj Kumar Son of Late Jai Prakash Singh Resident of Village - Sanha Naya Tola, P.O. - Bakhaddha, P.S. - Sahebpur Kamal, District - Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar through Principal Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Ballia, Begusarai.
4. Deputy Development Commissioner cum Chief Executive Officer, Begusarai, District Rural Development Agency, Begusarai.
5. Block Development Officer, Sahebpur Kamal Block, Begusarai.
6. Block Agriculture Officer, Sahabpur Kamal Block, Begusarai.
7. Panchayat Secretary, Sanha Uttar Panchayat Panchayat, Begusarai.

... .. Respondent/s



Letters Patent Appeal No. 1859 of 2016
In
Civil Writ Jurisdiction Case No.6256 of 2014

=====

Sunil Kumar Choudhary Son Of Jageshwar Lal Choudhary Resident Of
Village - Pokharia, P.O. - Danauli Phulwaria, Via - Lakhminia, P.S. - Ballia,
District - Begusarai

... .. Appellant/s

Versus

1. The State Of Bihar , Through Principal Secretary, Food And Consumer
Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Ballia, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, Begusarai
Cum District Rural Development Agency , Begusarai
5. Block Development Officer, Ballia Block, District - Begusarai
6. Block Agriculture Officer, Ballia Block, Begusarai
7. Panchayat Secretary, Pokhariya Panchayat , Begusarai
8. Shri Arbind Kumar Mishra, Certificate Officer, Begusarai.

... .. Respondent/s

=====

Letters Patent Appeal No. 1867 of 2016
In
Civil Writ Jurisdiction Case No.5367 of 2014

=====

Alok Kumar Son of Late Raghunandan Kumar, Resident of Village- Lal
Diyara, P.O.- Parmanandpur, P.S.- Ballia, District- Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar, through Principal Secretary, Food and Consumer
Protection Department, Bihar, Patna.
2. District Magistrate, Begusarai.
3. Sub- Divisional Magistrate, Ballia, Begusarai.
4. Deputy Development Commissioner cum Chief Executive Officer, Begusarai,
District Rural Development, Agency, Begusarai.
5. Block Development Officer, Sahebpur Kamal Block, Begusarai.
6. Block Agriculture Officer, Balia Block, Begusarai.
7. Panchayat Secretary,Parmanandpur Panchayat, Begusarai.

... .. Respondent/s

=====

Letters Patent Appeal No. 1864 of 2016
In
Civil Writ Jurisdiction Case No.5689 of 2014

=====

Krishna Mohan Kumar son of Late Batoran Yadav Resident Of Village And
P.O.- Sabdalpur, P.S.- Sahebpur Kamal, District- Begusarai

... .. Appellant/s



Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Ballia, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, Begusarai, District Rural Development Agency, Begusarai
5. Block Development Officer, Sahebpur Kamal Block, Begusarai
6. Block Agriculture Officer, Sahebpur Kamal Block, Begusarai
7. Panchayat Secretary, Phul Mallick Panchayat, Begusarai

... .. Respondent/s

Letters Patent Appeal No. 1933 of 2016

In

Civil Writ Jurisdiction Case No.8973 of 2013

Braj Bhushan Singh Son of Birendra Narayan Singh resident of Village- Rahmatpur P.S.- Asarganj, District- Munger.

... .. Appellant/s

Versus

1. The State of Bihar through The Principal Secretary, Department of Rural Development, Government of Bihar
2. The Principal Secretary, Department of Food and Civil Supplies, Government of Bihar
3. The District Development Commissioner District Munger
4. The District Magistrate, Muner
5. The Block Development Officer, Asarganj, District- Munger
6. The Panchayat Secretary, Rahmatpur, Asarganj, District- Munger
7. The Mukhiya, Rahmatpur, Asarganj, District- Munger
8. The Certificate Officer, Munger
9. The Superintendent of Police, Munger
10. The Police Inspector, Asarganj Circle, District- Munger
11. The Officer In Charge, Police Station Asarganj, District- Munger

... .. Respondent/s

Letters Patent Appeal No. 1960 of 2016

In

Civil Writ Jurisdiction Case No.19730 of 2012

Sudhir Kumar Paswan Son of Sri Radhe Paswan Resident of Vill- Bajitpur, Mohan Aughu+P.O.- Mirzapur, Bandwar P.S.- Mufassil Begusarai, District- Begusarai.

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Begusarai



4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai
5. Block Development Officer, Begusarai Block, Begusarai
6. Block Agriculture Officer, Begusarai Block, Begusarai
7. Panchayat Secretary, Vishunpur Panchayat, Begusarai

... .. Respondent/s

Letters Patent Appeal No. 1961 of 2016
In
Civil Writ Jurisdiction Case No.5523 of 2014

Ram Vilash Mahto Son of Bishundeo Mahto Resident of Vill+P.O.- Suja, P.S.- Muffasil Begusarai, District- Begusarai.

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai
5. Block Development Officer, Begusarai Block, Begusarai
6. Block Agriculture Officer, Begusarai Block, Begusarai
7. Panchayat Secretary, Vishunpur Panchayat, Begusarai

... .. Respondent/s

Letters Patent Appeal No. 1957 of 2016
In
Civil Writ Jurisdiction Case No.5426 of 2014

Madan Mohan Kumar Son Of Late Siya Ram Singh Resident Of Village And P.O.- Bhairwar, P.S.- Muffasil Begusarai, District- Begusarai

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai
5. Block Development Officer, Begusarai Block, Begusarai
6. Block Agriculture Officer, Begusarai Block, Begusarai
7. Panchayat Secretary, Vishunpur Panchayat, Begusarai

... .. Respondent/s



Letters Patent Appeal No. 1955 of 2016
In
Civil Writ Jurisdiction Case No.5498 of 2014

=====

Mahendra Kumar Son Of Late Bishundeo Kumar, Resident Of Village+P.O.-
Kaithma, P.S.- Muffasil Begusarai, District- Begusarai

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai
5. Block Development Officer, Begusarai Block, Begusarai
6. Block Agriculture Officer, Begusarai Block, Begusarai
7. Panchayat Secretary, Kaithma Panchayat, Begusarai

... .. Respondent/s

=====

Letters Patent Appeal No. 1959 of 2016
In
Civil Writ Jurisdiction Case No.19848 of 2012

=====

Bhubneshwar Rai Son of Late Ram Bahadur Rai Resident of Vill+P.O.-
Dhabauli, P.S.- Muffasil Begusarai, District- Begusarai.

... .. Appellant/s

Versus

1. The State Of Bihar, Through Principal Secretary, Food And Consumer Protection Department, Bihar, Patna
2. District Magistrate, Begusarai
3. Sub-Divisional Magistrate, Begusarai
4. Deputy Development Commissioner Cum Chief Executive Officer, District Rural Development Agency, Begusarai
5. Block Development Officer, Begusarai Block, Begusarai
6. Block Agriculture Officer, Begusarai Block, Begusarai
7. Panchayat Secretary, Vishunpur Panchayat, Begusarai

... .. Respondent/s

=====

Letters Patent Appeal No. 2129 of 2016
In
Civil Writ Jurisdiction Case No.5638 of 2011

- =====
1. Pradeep Kumar Bashak, Son of Late Haripat Basak, Resident of village - Ratnakar, Shivanandpur, Police Station - Barsoi, District - Katihar
 2. Md. Aiub Ali, Son of Hasimuddinn, Resident of village - Gamdehiya, Chapakhar, Police Station Abadpur, District - Katihar



3. Basudeb Thakdar, Son of Late Sildi Lal Thakur, Resident of village - Lagua, Das Gram Police Station - Abadpur, District - Katihar
4. Bibi Rena Begum, Wife of Mansoor Alam, Resident of village - Lebadpur (Sugua Das Gram) Police Station Abadpur, District - Katihar
5. Ayesha Khatoon, Wife of Mainudin, Resident of village - Village Kaliya Nagar Barsai, Katihar
6. Md. Shamsuddin, Son of Ahmad Halim, Resident of village - Basalgaon, Police Station - Barsoi, District - Katihar
7. M. Nasim Akhtar, Son of Late Sultan, Resident of Gawal Toli, Bhawnipur, Police Station - Barsoi, District - Katihar
8. Md. Sayeed Ali, Son of Late Chabu Sarkar, Resident of village - Govindpur, Nalsar, Police Station - Abadpur, District - Katihar
9. Bibi Nargis, Begum, Wife of Mansoor Alam, Resident of village - Islampur, Dharampur, Police Station Barsoi, District - Katihar
10. Maheshwar Prasad Yadav, Son of Late Jai Ram Yadav, Resident of Nadal Gawal Toli, Police Station - Abadpur, Barsoi, District - Katihar
11. Kalpana Kumari, Wife of Prakash Chandra Rai, Resident of village - Berha, Kaur Baguar, Police Station - Abadpur, District - Katihar
12. Md. Suleman, Son of Late Md. Daud, Resident of village - Pulasi, Post office - Abadpur, Police Station Barsoi, District - Katihar
13. Md. Saidur Rahman, S/o Baharuddin, R/o village - Bankata Maheshpur, P.S. Abadpur Barsoi, Katihar

... ... Appellant/s

Versus

1. The State of Bihar
2. The District Magistrate, Bettia, West Champaran
3. The Block Development officer, Sitka, Distt. West Champaran
4. Raiful Azam, Son of SK. Rafiqu, Resident of village - Goripur Sikh Tola, P.S. Balthar, Block Sikta, District - West Champaran
5. Eqbal Baitha, Son of Late Sudhan Baithali, Resident of village - Goripur Sikh Tola, P.S. Balthar, Block Sikta, District - West Champaran
6. Manohar Ram, Son of Late Thakur Ram, Resident of village - Dukhi Chhappar, P.S. Gopalpur, District - West Champaran, Respondent No. 4,5 & 6 are writ Petitioners in CWJC No. 5638/2011

... ... Respondent/s

=====

Letters Patent Appeal No. 2135 of 2016

In

Civil Writ Jurisdiction Case No.20848 of 2011

=====

Dulal Chandra Saha, Son of Satish Chandra Sah, Resident of Mohalla, Barsoi Bazar, Police Station- Barsoi Bazar, District- Katihar.

... ... Appellant/s

Versus



1. The State of Bihar through the Principal Secretary, Department of Rural Development, Government of Bihar, Patna.
2. The Deputy Development Commissioner Cum Chief Executive Officer Zila Gramin Vikas Abhikaran, Katihar District Katihar.
3. Block Programme Officer Barsoi, Katihar.
4. The Sub-Divisional Officer, Sub-Division Barsoi, District- Katihar.
5. The Block Development Officer, Barsoi, Katihar.
6. The Principal Secretary, Department of Food and Civil Supplies, Government of Bihar, Patna.

... .. Respondent/s

Letters Patent Appeal No. 2149 of 2016
In
Civil Writ Jurisdiction Case No.22792 of 2011

Md. Nurul Hoda Son of Late Sadrul Haque Resident of Village- Naya Tola,
Mahi Nagar, Police Station- Baroi, District- Katihar.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Rural Development, Government of Bihar, Patna.
2. The Deputy Development Commissioner, cum-Chief Executive Officer, Zila Gramin Vikash Abhikaran, Katihar, District- Katihar.
3. Block Program Officer, Barsoi, Block- Katihar,
4. The Sub-Divisional Officer, Sub-Division Barsoi, District- Katihar.
5. The Block Development Officer, Barsoi, Katihar.
6. The District Certificate Officer, Katihar.
7. The Principal Secretary, Department of Food and Civil Supply, Government of Bihar, Patna.

... .. Respondent/s

Letters Patent Appeal No. 2147 of 2016
In
Civil Writ Jurisdiction Case No.22297 of 2011

1. Md. Mansur Alam Son of Late Sri Md. Idrish Alam Resident of Village- Tarapur, Police Station- Abadpur, District- Katihar.
2. Latifurr Rahman Son of Md. Iliyash Resident of Village- Sohar, Chamahhor, Police Station- Adadpur, District- Katihar.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Rural Development, Government of Bihar, Patna.
2. The Deputy Development Commissioner, cum Chief Executive Officer, Zila Gramin Vikash Abhikaran, Katihar District- Katihar.
3. Block Program Officer, Barsoi, Block- Katihar.
4. The Sub-Divisional Officer, Sub-Division Barsoi, District- Katihar.
5. The Block Development Officer, Barsoi, Katihar.



6. The District Certificate Officer, Katihar.
7. The Principal Secretary, Department of Food and Civil Supply, Government of Bihar, Patna.

... .. Respondent/s

Letters Patent Appeal No. 2148 of 2016
In
Civil Writ Jurisdiction Case No.17875 of 2011

Jitendra Nath Basak S/o Sri Rajendra Nath Basak R/o Village- Kushiya Mora,
P.S.- Abadpur, District- Katihar.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Rural Development, Government of Bihar, Patna.
2. The Deputy Development Commissioner, cum-Chief Executive Officer, Zila Gramin Vikash Abhikaran, Katihar, District- Katihar.
3. Block Program Officer, Barsoi, Block- Katihar,
4. The Sub-Divisional Officer, Sub-Division Barsoi, District- Katihar.
5. The Block Development Officer, Barsoi, Katihar.
6. The District Certificate Officer, Katihar.
7. The Principal Secretary, Department of Food and Civil Supply, Government of Bihar, Patna.

... .. Respondent/s

Letters Patent Appeal No. 2162 of 2016
In
Civil Writ Jurisdiction Case No.23070 of 2012

Shailendra Kumar Mahto @ Shailendra Mahto, Son of Sri Ramdeo Mahto,
Resident of Village and P.O. - Chaoki, P.S.- Sahebpur Kamal, District-
Begusarai.

... .. Appellant/s

Versus

1. The State of Bihar through Principal Secretary, Food and Consumer Protection Department, Bihar Patna.
2. District Magistrate, Begusarai.
3. Sub-Divisional Magistrate, Ballia, Begusarai.
4. District Rural Development Agency, Begusarai through Deputy Development Commissioner cum Chief Executive officer, Begusarai.
5. Block Development officer, Sahebpur Kamal Block, District- Begusarai.
6. Block Agriculture officer, Sahabpur Kamal Block, District- Begusarai.
7. Panchayat Secretary, Chaoki Panchayat, District- Begusarai.

... .. Respondent/s



Letters Patent Appeal No. 2375 of 2016
In
Civil Writ Jurisdiction Case No.5638 of 2011

1. Devendra Prasad Singh, Son of Late Deepnarayan Singh, Resident of village- Mahbano, P.S.- Janipur, District- Patna.
2. Sunil Kumar, Son of Late Bhagwan Singh, Resident of Village- Rahimpur, P.S.- Parsa Bazar, District- Patna.
3. Sukhali Devi, Wife of Late Munnilal Singh, Resident of Village- Thuthipur, P.S.- Parsa Bazar, District- Patna.
4. Arun Kumar, Son of Late Jagat Singh, Resident of Village- Nawada, P.S.- Phulwarisarif, District- Patna.
5. Binod Kumar, Son of Late Ravindranath Singh, Resident of Village- Pholratola, P.S.- Phulwarisharif, District- Patna.
6. Bindeshwari Singh, son of Godhan Singh, Resident of Village- Sakarpura, P.S.- Dhanarua, District- Patna.
7. Subhash Chandra Bose, Son of Late Sohbat Paswan, Resident of village- Binekapali, P.S.- Kadirganj, District- Patna.
8. Anil Kumar, son of Anandi Singh, Resident of Village- Bihat Nagar Parishad, P.S.- Barauni, District- Begusarai.
9. Shyamsundar Singh, Son of Ramashish Singh, Resident of Village- Harpur, P.S.- Barauni, District- Begusarai.
10. Abdul Zabbar, Son of Late Molwi Shekhawat, Resident of Village- Maida Babhangama, P.S.- Birpur, District- Begusarai.
11. Md. Jamil Ahmad, Son of Late Niyajuddin, Resident of Village- Niga, P.S.- Barauni, District- Begusarai.
12. Nityanand Singh, Son of Dwijendra Narayan Singh, Resident of Village- Sahuri, P.S.- Birpur, District- Begusarai.
13. Md. Sbibuddin, Son of Late Sah Md. Junaid, Resident of Village- Nurpur, P.S.- Barauni, District- Begusarai.
14. Navin Kumar Singh, Son of Srirampadarath Singh, Resident of Village- Kashawa, P.S.- Barauni, District- Begusarai.
15. Md. Sabir Alam, Son of Md. Aktar Hussain, Resident of Village- Karichak Chhapki, P.S.- Birpur, District- Begusarai.
16. Rajendra Prasad Singh, Son of Late Ramsevak Singh, Resident of Village- Hajipur, P.S.- Barauni, District- Begusarai.
17. Rajkumar Paswan, Son of Late Ram Subhag Paswan, Resident of Village- Rajwara, P.S.- Barauni, District- Begusarai.
18. Anil Kumar , son of Sri Arjun Singh, Resident of Village- Pipradewas, P.S.- Barauni, District- Begusarai.
19. Indu Lal Singh, Son of Late Laddu Lal Singh, Resident of Village- Asurai, P.S.- Barauni, District- Begusarai.
20. Ram Shankar Singh, Son of Late Sitaram Singh, Resident of Village- Simariya-2, P.S.- Barauni, District- Begusarai.
21. Abul Kalam, Son of Late Md. Yusuf, Resident of Village- Thakurichak, P.S.- Barauni, District- Begusarai.
22. Raj Kumar Singh, Son of Late Bhuneshwar Singh, Resident of Village- Bihat Nagar Parishad, P.S.- Barauni, District- Begusarai.
23. Jagdish Singh, Son of Late Sukhdeo Singh, Resident of Village- Bihat Nagar Parishad, P.S.- Barauni, District- Begusarai.



24. Ramashray Singh, Son of Late Bachchu Singh, Resident of Village- Makadahi, P.S.- Barauni, District- Begusarai.
25. Suresh Chaudhary, Son of late Faudari Chaudhary, Resident of Village- Diha, P.S.- Sahebpur Kamal, District- Begusarai.
26. Pinki Kumari, Wife of Sudhir Kumar Chaudhary, Resident of Village- Diha, P.S.- Sahebpur Kamal, District- Begusarai.
27. Triveni Prasad Yadav, Son of Jamun Prasad Yadav, Resident of Village- Govindpur Navtolia, P.S.- Sahebpur Kamal, District- Begusarai.
28. Arjun Prasad Yadav, Son of Late Lakhan Prasad Yadav, Resident of Village- Ahokghat, P.S.- Sahebpur Kamal, District- Begusarai.
29. Manju Devi, Wife of Krishnandan Rai, Resident of Village Nayatola Chakia, P.S.- Barauni, District- Begusarai.
30. Ajit Kumar, Son of Late Sriram Singh, Resident of Village- Khamhar, P.S.- Muffasil, District- Begusarai.
31. Ramchandra Rai, Son of Late Siya Rai, Resident of Village- Rajaura, P.S.- Muffasil, District- Begusarai.
32. Md. Abu Zafar, Son of Late Shaikh Mazid Ali, Resident of Village- Hardia, P.S.- Muffasil, District- Begusarai.
33. Jay Jay Ram Sah, Son of Late Gado Sah, Resident of Village - Bari Sankh, P.S.- Muffasil, District- Begusarai.
34. Rajnandan Sah, Son of Late Tilakdhari Sah, Resident of Village- Pakthaul, P.S.- Teghra, District- Begusarai.
35. Pramod Bharti, Son of Sukhdeo Ram, Resident of Village- Nonpur, P.S. Teghra, District- Begusarai.
36. Ram Krishn Chaudhary, Son of Late Nageshwar Chaudhary, Resident of Village- Daniyalpur, P.S.- Teghra, District- Begusarai.
37. Sunil Singh, Son of late Krishnandan Singh, Resident of Village- Chakdad, Madhurapur, P.S.- Teghra, District- Begusarai.
38. Mahendra Rajak, Son of Late Ayodhya Rajak, Resident of Village- Bajalpura, P.S.- Teghra, District- Begusarai.
39. Vijay Kumar Chaudhary, Son of Late Rampadarath Chaudhary, Resident of Village- Aalapur, P.S.- Teghra, District- Begusarai.
40. Bipin Chaudhary, Son of Dayanand Choudhary, Resident of Village- Baro Dakshin, P.S.- Teghra, District- Begusarai.
41. Ram Prakash Mochi, Son of Late Gulo Mochi, Resident of Village- Mushahari, P.S.- Teghra, District- Begusarai.
42. Manni Kumari, Wife of Chandra Kishor Singh, Resident of Village- Adharpur, P.S.- Teghra, District- Begusarai.
43. Ram Naresh Singh, Son of Late Chandrashekhar Singh, Resident of Village- Nayanagar Dularpur, P.S.- Teghra, District- Begusarai.
44. Surendra Kumar, Son of Late Babu Prasad Kunwar, Resident of Village- Tajpur, P.S.- Teghra, District- Begusarai.
45. Ashok Kumar, Son of Late Ramda Rajak, Resident of Village- Shokhara, P.S.- Phulwaris, District- Begusarai.
46. Raj Kumari Devi, Wife of Shiv Shankar Das, Resident of Village- Papraul, P.S. Barauni, District- Begusarai.
47. Dayashankar Jha, Son of Late Shivshankar Jha, Resident of Village- Nawada, P.S.- Bahera, District- Darbhanga.



48. Yugal Chaudhary @ Yugal Kishor Chaudhary, Son of Late Sona Chaudhary, Resident of Village- Muradpur Hujra, P.O.- Baidrabad, P.S. and District- Arwal.
49. Ajay Kumar Singh, Son of Late Rajendra Singh, Resident of Village and Post- Walipur, P.S.- Pipariya, District- Lakhisarai.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Food And Consumer Protection Department, Old Secretariat, Patna.
2. The Secretary, Rural and Village Development Department, Old Secretariat, Patna.
3. The Deputy Development Commissioner, District- Patna, Begusarai, Darbhanga, Arwal and Lakhisarai.
4. The District Magistrate, District- Patna, Begusarai Darbhanga, Arwal and Lakhisarai.

... .. Respondent/s

=====

Appearance :

(In Letters Patent Appeal No. 1858 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad

For the Respondent/s : Mr. ANJANI KUMAR-AAG4

(In Letters Patent Appeal No. 517 of 2016)

For the Appellant/s : Mr. Sushmita Mishra

For the Respondent/s : Mr. SC22-KUNDAN BAHADUR SINGH

(In Letters Patent Appeal No. 1131 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra

For the Respondent/s : Mr.

(In Letters Patent Appeal No. 563 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra

For the Respondent/s : Mr. GP28- SMT. GEETA KUMARI

(In Letters Patent Appeal No. 322 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 319 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 320 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 325 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 321 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 324 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr. ANJANI KUMAR- AAG4

(In Letters Patent Appeal No. 323 of 2017)

For the Appellant/s : Mr. Shambhu Sharan singh

For the Respondent/s : Mr.

(In Letters Patent Appeal No. 1368 of 2015)

For the Appellant/s : Mr. Sanjay Kumar Ojha



For the Respondent/s : Mr.
(In Letters Patent Appeal No. 1309 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. GP2- RAJIV KUMAR SINGH
(In Letters Patent Appeal No. 1410 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr.
(In Letters Patent Appeal No. 1408 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. GP6- PRASANT PRATAP
(In Letters Patent Appeal No. 1407 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. NIRBHAY KUMAR SINGH- GP26
(In Letters Patent Appeal No. 1437 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. AAG4- JAWAHAR PRASAD KARN
(In Letters Patent Appeal No. 1440 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. RAJIV ROY- GP5
(In Letters Patent Appeal No. 1456 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra
For the Respondent/s : Mr. SC19- AJAY BEHARI SINHA
(In Letters Patent Appeal No. 1783 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. RAJ KISHORE ROY- GP18
(In Letters Patent Appeal No. 1782 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. PRABHAKAR JHA- GP27
(In Letters Patent Appeal No. 1779 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. SARVESH KUMAR-GP24
(In Letters Patent Appeal No. 1780 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. AJAY KUMAR RASTOGI-AAG10
(In Letters Patent Appeal No. 1796 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. VIVEK PRASAD- GP7
(In Letters Patent Appeal No. 1798 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. SMT. KUMARI AMRITA- GP3
(In Letters Patent Appeal No. 1794 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. SUSHIL KUMAR- GP22
(In Letters Patent Appeal No. 1797 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. NADEEM SERAJ- GP20
(In Letters Patent Appeal No. 1859 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. MANOJ KUMAR AMBASTHA- SC26
(In Letters Patent Appeal No. 1867 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. SITA RAM YADAV- GP16
(In Letters Patent Appeal No. 1864 of 2016)

For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. MADHAW PRASAD YADAV- GP23
(In Letters Patent Appeal No. 1933 of 2016)

For the Appellant/s : Mrs. Sushmita Mishra



For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 1960 of 2016)
For the Appellant/s : Mr. Shubhesh Pandey
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 1961 of 2016)
For the Appellant/s : Mr. Shubhesh Pandey
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 1957 of 2016)
For the Appellant/s : Mr. Shubhesh Pandey
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 1955 of 2016)
For the Appellant/s : Mr. Shubhesh Pandey
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 1959 of 2016)
For the Appellant/s : Mr. Shubhesh Pandey
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 2129 of 2016)
For the Appellant/s : Mr. Md. Helal Ahmad
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 2135 of 2016)
For the Appellant/s : Mr. Md. Helal Ahmad
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 2149 of 2016)
For the Appellant/s : Mr. Md. Helal Ahmad
For the Respondent/s : Mr. ANJANI KUMAR- AAG4
(In Letters Patent Appeal No. 2147 of 2016)
For the Appellant/s : Mr. Md. Helal Ahmad
For the Respondent/s : Mr. ANJANI KUMAR- AAG4
(In Letters Patent Appeal No. 2148 of 2016)
For the Appellant/s : Mr. Md. Helal Ahmad
For the Respondent/s : Mr. ANJANI KUMAR- AAG4
(In Letters Patent Appeal No. 2162 of 2016)
For the Appellant/s : Mr. Pravin Chandra Prasad
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5
(In Letters Patent Appeal No. 2375 of 2016)
For the Appellant/s : Mr. Rajeev Kumar Labh
For the Respondent/s : Mr. S. RAZA AHMAD- AAG5

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY)

Date : 11-09-2017

The present batch of Letters Patent Appeals arises out of common oral judgment dated 21.09.2015, whereby 141 writ petitions seeking quashing of the demand notice for the price of rice by the P.D.S. dealer and for quashing of the



Certificate Proceeding under the Bihar Public Demand Recovery Act for realization of the price of rice from the P.D.S. dealer was disposed of.

2. Since all the Letters Patent Appeals involve the identical question of facts and law and as such, we have heard all the appeals and we are disposing of all the Letters Patent Appeals by this common judgment.

3. The oral judgment dated 21.09.2015 in the batch cases is testimony of the effort and pain taken by the learned Single Judge to work out the solution for grievances of P.D.S. dealer and to balance the State interest in realization of the price of rice, which could not be distributed under the Sampuran Gramin Rojgar Yojna (hereinafter referred to as 'the SGRY') and remained with the P.D.S. dealers, as quantified by the C.A.G. and the Government of Bihar.

4. The Writ Court after marathon exercise disposed of the 141 writ applications by common judgment after considering the various aspect of the dispute by directing constitution of enquiry commission to look into the various facet of supply and distribution of the rice under SGRY scheme through P.D.S. dealer with a view to primarily fix the responsibility on the P.D.S. dealer, the Government Official in the matter of recovery of price of rice, which could not be distributed under the said SGRY scheme. The enquiry committee was constituted in view of the directions passed in similar facts situation by the Apex Court as well as the Division Bench of this Court, as discussed in para. 85 and 86 of the judgment of the learned Single Judge, which is quoted herein below for ready reference:



“85. Recourse to constitution of high level expert enquiry committee has been taken by the Apex Court and this Court time and again where the vexed question of fact and law is to be determined in the light of the evidence adduced by the parties. As a matter of fact, when this Court has found it virtually impossible to decide the dispute in absence of all the relevant materials, it would find full justification to constitute a Committee and refer the dispute for collection of the relevant data or facts with the help of whom the dispute can be resolved. Reference in this connection may be usefully made to the observation and direction given by the Apex Court in the case of *Gulam Abbas & Ors. Vs. State of U.P. & Ors.* reported in *AIR 1983 SC 1268*, *Rural Litigation and Entitlement Kendra, Dehradun & Ors. Vs. State of U.P. & Ors.* reported in *AIR 1985 SC 652*, in the case of *Rural Litigation and Entitlement Kendra, Dehradun & Ors. Vs. State of U.P. & Ors.* reported in *AIR 1985 SC*, *M.C. Mehta Vs. Union of India* reported in *(1986) 2 SCC 176*, in the case of *Vishaljeet Vs. Union of India* reported in *(1990) 3 SCC 318*, in the case of *Paramjit Kaur Vs. State of Punjab* reported in *(1999) 2 SCC 131* and in the case of *A.P. Pollution Control Board Vs. Prof. M.V. Nayudu* reported in *(1999) 2 SCC 718*.

86. As a matter of fact, in the case of *Suresh*



Chandra Sharma Vs. Chairman, UPSEB & Ors. reported in 1998(2) SCC 66, the Apex Court as with regard to the allegation of large scale theft of electricity and irregularity in the functioning of the Uttar Pradesh State Electricity Board had constituted a high power committee to enquire into the allegation and submit a report. Even recently, a Division Bench of this Court of which I also was a member in the case of *The State of Bihar & Ors. Vs. Sohan Roy* reported in 2010(2) PLJR 397 as with regard to the illegal appointment in the Health Department had constituted a One Man Committee to look into the various facets of nature of appointment of the writ petitioners with a view to adjudicate the legality of their appointment and continuance in service.”

5. The Writ Court formulated the issue to be examined by the competent enquiry commission in para 89 of the judgment, which is quoted herein below for ready reference:

89. The Enquiry Commission for this purpose shall also go into the following aspects:-
(i) The quantum of actual loss sustained to the government, in S.G.R.Y.



- (ii) The terms and conditions of allotment of rice to P.D.S. dealers under S.G.R.Y. for its distribution to the beneficiaries.
- (iii) The manner of allotment of rice to the PDS dealers.
- (iv) The payment of transportation / handling / storage charges to PDS dealers. (v) Price of rice on which recovery has to be made.
- (vi) Whether 5994 PDS dealers alone will be responsible for recovery of the aforesaid loss or even the officials entrusted with the task of regulating and monitoring the SGRY scheme including 48 Divisional Commissioners, 204 Collectors, 202 Deputy Development Commissioners, 412 Sub Divisional Officer apart from 2640 Block Development Officers as well as concerned person of Zila Parishad/Panchayat Samiti/Gram Panchayat including Panchayat Secretary and Mukhia.
- (vii) The Enquiry Commission in fact will also have to fix the quantum of amount of recovery to be made from the PDS dealers and/or officials so that not only 5994 PDS dealers being subjected to at least 689 criminal cases and 4985 certificate proceedings alone are not made liable in isolation unless the Enquiry Commission comes to a conclusion that the Government officials had discharged their duty religiously



in the matter of monitoring and supervising SGRY scheme all over the State.

(viii) The Enquiry Commission may also go into any other related aspect for ensuring recovery of the total loss of revenue caused to the state exchequer in the execution and implementation of the S.G.R.Y. scheme all over Bihar in the period 2002 to 2006.

(ix) The Enquiry Commission shall also be free to make any interim as also final recommendation for recovery of entire loss of government revenue under S.G.R.Y. scheme.

6. Thus, the judgment under appeal dated 21.09.2015 indicates that the extra pain was taken by the writ court in view of the facts that 4985 certificates proceedings and 689 criminal cases are pending with regard to recovery of price of rice, which remain undistributed by the 5994 P.D.S. dealer. The Writ Court vide different orders directed appearance of the Chief Secretary of the State of Bihar and the Principal Secretary of the Department and passed various orders for filing of the one other supplementary counter affidavit and thereafter the writ court passed order for constitution of the enquiry commission after formulating the terms of reference. It may not be out of place to mention here that in order to protect the interest of the P.D.S. dealer and the State exchequer, an interim order was passed on 15.10.2014 that at least 50% of the certificate amount will be paid by the petitioners. The P.D.S. dealer in order to avail the benefits of order passed by the



Writ Court pertains to impugned Certificate Proceeding was under obligation to obey the interim order dated 15.10.2014. The Writ Court on consideration of the 8th Supplementary affidavit and the circular of the Food Corporation of India dated 25/27.10.2005 and the report of the C.A.G. noted that price of the rice would be only Rs. 13.70 per kg. The Writ Court not only directed the enquiry commission to submit report on certain factual aspect as to the liability of the P.D.S. dealer but also directed the enquiry commission to make any interim or final recommendation for recovery of entire loss of the Government under SGRY during period 2002-06. The Writ Court also directed the Commission to fix the responsibility on erring official also directed the commission to examine whether the official entrusted with the duty of regulating and monitoring the SGRY including the Divisional Commissioner, Collector, D.D.C., Sub-Divisional Officer, Block Development Officer as well as persons of Zila Parishad, Panchayat Samiti, Gram Panchayat, Panchayat Secretary and Mukhiya are also responsible or not and to record a finding indicating whether while monitoring of scheme they discharge their duty religiously or not?

7. The Writ Court granted liberty to the P.D.S. dealer/writ petitioner and the concerned Government official to file separate application before the enquiry commission and the Writ Court clarified that the interim order passed by the Writ Court shall continue subject to payment of 50% of the liability as per Certificate Officer and till the final litigation by the enquiry commission of the pending 4985 Certificate Proceedings and 689 criminal cases will remain stayed, the Writ Court



also granted three months time for deposit of 50% of the certificate amount in three equal instalments. The Writ Court also held out that in the event, the enquiry commission found that the dealers have paid any excess amount, the same shall be refunded to the P.D.S. dealer and in case they have paid less, then the P.D.S. dealer shall deposit the same or the same shall be recovered through pending or fresh Certificate Proceedings.

8. The Writ Court in the totality of the facts situation and considering the hardship of P.D.S. dealer and competing interest of the State evolved, the mechanism of constituting the enquiry commission so that the controversy is set at rest and the litigation in the nature of 4985 certificate proceedings and 689 criminal cases is reduced and settled.

9. Against the elaborate well considered judgment of the Writ Court, the present batch of Letters Patent Appeal has been filed.

10. Mr. Sushmita Mishra, appearing on behalf of the appellants assailed the oral judgment on the ground that the Writ Court has failed to consider that the rate of the rice has not been conclusively determined and as such the direction to adjudicate the issue by the enquiry commission is premature. She also submitted that the quantification of Rs.1370 per quintal has no basis and the Writ Court has committed error in allowing the accountability and payment of 50% on the basis of the price of rice at the rate of 1370 per quintal.



11. Mr. Shambhu Sharan Singh appearing on behalf of some of the appellants submitted that the Writ Court has directed 50% to be paid by the P.D.S. dealer of the entire liability, but notwithstanding the lapse of the officials including the Commissioner, District Magistrate, DDC etc., the writ court has not fixed any accountability for payment on the part of the Government officials, who were responsible in the matter, as due to their lapse and lack of proper regulating and monitoring, the scheme of SGRY, the State suffer loss of Rs. 300 crores and odd as per CAG report.

12. On behalf of State Mr. Lalit Kishore, Advocate General placed on record the order passed in CWJC No. 5638 of 2011, dated 02.08.2017. The said order was passed in view of the communication received on 05.06.2017 from Hon'ble Justice Uday Sinha, a retired Judge of this Court, who was nominated as the Chairman of three member enquiry commission vide order dated 21.09.2015, which is the subject matter of the present Letters Patent Appeals.

13. The order dated 21.09.2015 passed in C.W.J.C. No. 19529 of 2011 and analogous cases, which is also the subject matter of the present Letters Patent Appeals was modified vide order dated 02.08.2017 passed in C.W.J.C. No. 5638 of 2011. The relevant part of the order dated 02.08.2017 reads as follows:

Keeping in view the aforesaid submissions made on behalf of the State Government and the communications made in its letter dated



05.06.2017 by Hon'ble Justice (Retd.) Uday Sinha, it is directed that the order passed on 21.09.2015 in C.W.J.C. No. 19529 of 2011 and analogous cases stands modified to the following extent.

(1) The Commission in question shall now consist of only one Member to be headed by Hon'ble Justice (Retd.) Uday Sinha as its sole member.

(2) The Commission shall make endeavour and submit its report within six months from the date as may be modified by the State Government in the Gazette.

(3) The Commission shall cause an enquiry only with regard to the grievances of such of the persons who has filed the Writ Petitions before this Court pertaining to which orders were passed on 21.09.2015 in C.W.J.C. No. 19529 of 2011 and analogous cases. Scope of the enquiry shall be confined to the adjudication of the dispute raised by the writ petitioners who filed these writ petitions before this Court.

(4) The persons or PDS dealers who are not parties in the writ petitions or who had not ventilated their grievances in the writ petitions or before this Court shall not be permitted to take up the issue before the Commission.



(5) The Commission shall further ensure that the condition stipulated in the original order passed on 21.09.2015 with regard to the deposit of the 50 per cent of the certificate amount for the purpose of preventing coercive action, shall continue to remain in operation.

With the aforesaid modifications in the order dated 21.09.2015 passed in C.W.J.C. No. 19529 of 2011 and analogous cases, the Interlocutory Application No. 5268 of 2017 stands allowed and disposed of.

14. Adverting to the submissions of the appellants in the present batch of Letters Patent Appeals, the Court finds that the appellants are beneficiary of the interim order, they availed the said order in terms of the interim order dated 15.10.2014 and under the order of the Writ Court their interest have been protected as 689 criminal cases and 4985 certificate proceedings have been stayed subject to the condition on payment of the 50% of the certificate amount. The beneficial of the interim order cannot enjoy the benefit at the same time question the direction of the Writ Court, even otherwise, the direction of the Writ Court regarding the constitution of the enquiry commission in the peculiar facts and circumstances of the case is well founded and supported by the reasoning of various cases of the Apex Court and the Division Bench judgment of this Court noted by the Writ Court in para 85 and 86 noted above. The Writ Court has taken note of the interest of the P.D.S. dealer as well as the State Exchequer and has not only protected the interest of the



appellants/P.D.S. dealer by staying the Certificate Proceeding and criminal cases, the Writ Court has also clarified that in the event the commission arrived at a finding that the liability of the P.D.S. dealers are less, then the excess amount has to be refunded to the P.D.S. dealer and also directed for fixing accountability of the erring officials responsible for monitoring and regulating the scheme of SGRY.

15. In the totality of the facts and situation we do not find any error in the judgment of the Writ Court. The order dated 02.08.2017 passed in C.W.J.C. No. 5638 of 2011 and analogous cases mentioned above modifying the order dated 21.09.2015 further render the present appeals incompetent.

16. Having considered the entire facts and circumstances, we do not find any substance in the submission of the appellants either on the issue of quantification of price of Rs.1370 per quintals, as the same is based on the objective material including the correspondence of the Food Corporation of India and the report of the CAG. We are also of the view that in the peculiar facts of the case, the approach of the Writ Court is most pragmatic, as the direction of the Writ Court will lead to logical end of the dispute and reduce the litigation, which is pending in the nature of certificate case and criminal case.

17. We see no reason to make any indulgence in these batch of appeals and interfere with the well considered judgment of the Writ Court.



18. Accordingly, we do not find any merit in these Letters Patent Appeals and the same is dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

uday/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.09.2017
Transmission Date	NA

