

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.2286 of 2016

In
Civil Writ Jurisdiction Case No.1532 of 2011

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Tej Narayan Sah Gond S/o Harikishun Sah, Resident of Village- Sadhpur,
P.O. Jamanpura, P.S. - Daudpur Saran(Chapra).

... .. Appellant/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Director General-Cum-inspector General of Police, Bihar, Patna.
3. The Additional Director General of Police, Bihar, Patna.
4. The Inspector General of Police, Bihar Military Police, Central Zone, Patna.
5. The Deputy Inspector General of Police, Bihar Military Police, Central Zone, Patna.
6. The Commandant, Bihar Military Police, Patna.

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Rajendra Prasad Singh, Senior Advocate Mr. Mukesh Kumar Singh, Advocate
For the Respondent/s	:	Mr. Suman Kumar Jha, AC to AAG3

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

4 22-12-2017 Delay of 126 days is condoned. I.A. No. 9690 of 2016 is

allowed. Matter is thereafter heard on merits.

The order dated 18.10.2016 is not required to be interfered with, which is under challenge in the present appeal. The reasons are obvious.

Merely because learned senior counsel for the appellant produces an order passed in similar circumstances which was not brought before the learned single Judge, the order of the learned single Judge cannot be said to be erroneous in any



manner. What was not urged or not pleaded or not placed cannot become a ground for interfering with the order of the learned single Judge.

Appeal is dismissed.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

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