

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1254 of 2018

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1. Madan Singh S/o Sitaram Singh, R/o Vill.- Rachhopali, P.O.- Rachhopali, P.S.- Jamo Bazar, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar Through The Principal Secretary, Food And Civil Supply Department, Government of Bihar, Patna.
2. The District Magistrate, Siwan.
3. The Sub Divisional Officer, Siwan.
4. The S.H.O. Bathariya P.S., Siwan.
5. The Block Supply Inspector, Barhariya, Siwan.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar

For the Respondent/s : Mr. S.Raza Ahmad (Aag-5)

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD
ORAL ORDER

2 04-05-2018 Learned counsel for the petitioner is permitted to correct the typographical error in paragraphs 9 and 10 of the writ application as regard the L.P.A. No.

Learned counsel for the petitioner submits that even though an application for provisional release of the vehicle in question has already been filed before the District Magistrate, Siwan but the same is not being heard and disposed of despite steps taken by the petitioner to get the matter heard as early as possible.

This Cr. Writ application is being disposed of with a direction to the District Magistrate, Siwan to hear and dispose of



the application preferred by the petitioner for provisional release of the vehicle and pass an order thereon within a period of one month from the date of receipt/production of a copy of this order.

While considering the application for release, the District Magistrate shall not dispose of the application in a routine and mechanical manner. On the petitioner's producing the order, which has been passed by this Court in similar matters, the same shall definitely be considered by the District Magistrate while passing final order on the application for provisional release.

In case, the application is not disposed of within the aforesaid given period, the petitioner would be free to file an application in this very case for passing an appropriate order.

(Rajeev Ranjan Prasad, J.)

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