

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8390 of 2018

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Dinesh Kumar son of F.C. Prasad, resident of Block-Yamuna-4, Flat No. 503,
Jalalpur City, Ram Jaypal Path, P.S. Danapur, District-Patna at present posted
as District Land Acquisition Officer, Khagaria P.S. and District-Khagaria
... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, General Administration
Department, Patna, Bihar
 2. The Principal Secretary, Rural Development Department, Bihar, Patna
 3. The Deputy Secretary, General Administration Department, Patna, Bihar
 4. The District Magistrate, West Champaran, Bettiah
 5. The Director, Lekha Prashashan Ewam Swa Niyojan, Zila Gramin Vikash
Abhikaran, West Champaran, Bettiah
 6. The Deputy Development Commissioner, West Champaran, Bettiah
 7. Mukhiya, Gram Panchayat Raj, Dhokraha, Block-Manjhaulia, District-
West Champaran, Bettiah
 8. the Under Secretary Lokayukt Office, Bihar, Patna
- Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Siya Ram Shahi Mr. Indu Bhushan
For the Respondent/s	:	Mr. Sheo Shankar Prasad- Sc8

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 04-05-2018 Considering the arguments advanced by the learned

counsel for the petitioner as well as the State as also the lengthy

order passed by the learned Lokayukt, Bihar, Patna dated

19.01.2018, this Court is of the opinion that the petitioner

should approach the learned Lokayukt, Bihar, Patna for the

purposes of being granted an opportunity of hearing as also a

chance to place his side of the case, especially in view of the

submission of the learned counsel for the petitioner that while

passing the impugned order dated 19.01.2018, the petitioner was

not granted any opportunity to defend himself.



Accordingly, the present writ petition is disposed of as withdrawn with liberty to the petitioner to approach the learned Lokayukt, Bihar, Patna on the next date fixed i.e. on 21.05.2018 and file his written statement in his defence as also appear in person alongwith his advocate, if so engaged by him, for the purposes of putting forth this case, limited to the issue of the validity of initiation of enquiry, as against the petitioner herein.

It is needless to state that the learned Lokayukt, Bihar, Patna, without being prejudiced or biased by the findings recorded in the impugned order dated 19.01.2018, would consider the submissions made by the petitioner herein, before proceeding with the proposed inquiry, in order to appreciate and finally come to a finding as to whether the inquiry is necessary or not.

It is made clear that this Court has not expressed any opinion on the merits of the case.

The writ petition is disposed of as withdrawn in the aforesaid terms.

(Mohit Kumar Shah, J)

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