

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.16900 of 2011

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Surendar Mahto son of Late Bindeshwar Mahto R/O Village- Dharampur
Bande, P.S.- Patori, Distt.- Samastipur

.... Petitioner

Versus

1. The State Of Bihar
2. The Deputy Development Commissioner-Cum-Chief Executive Officer,
Samastipur
3. Block Development Officer, Morwa, Samastipur.
4. The Officer Incharge, Patori Police Station, Dist. Samastipur.

.... Respondents

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Appearance :

For the Petitioner : Mr. N.K. Agrawal, Sr. Advocate.
Mr. Dhananjay Nath Tiwari
Miss Preety Kunwar, Advocates.
For the Respondents : Mr. Tej Bahadur Singh, AAG-7

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 04-10-2018

Heard learned counsel for the petitioner and learned
counsel for the respondents.

2. The present writ petition has been filed for quashing
the order dated 08.07.2011 contained in Memo No. 50 issued by the
Deputy Development Commissioner, Samastipur by which the
petitioner has been directed to deposit the APL rice @ Rs. 13.70 of the
undistributed rice supplied under NFFW Scheme in the year 2005-06.

3. Learned counsel for the petitioner states that pursuant
to the orders of this Court, the Enquiry Commission headed by Hon'ble
Mr. Justice Udai Sinha (Retired) has now submitted its report and any



further action in relation to recovery of the value of undistributed rice under the SGRY Scheme would abide by the decision of the State Government to be taken on the basis of such report.

4. In the above view of the matter, learned counsel for the petitioner seeks permission to withdraw the present writ petition with liberty to approach this Court afresh as and when the occasion arises in future.

5. Having regard to the stand of the petitioner, the writ petition stands disposed of with the aforesaid liberty.

6. Let the authorities refrain from taking coercive measures against the petitioner until decision is taken by the State Government, as aforesaid.

(Vikash Jain, J)

Md. Ibrarul/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	08.10.2018
Transmission Date	N.A.

