

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.3112 of 2015

IN

Civil Writ Jurisdiction Case No. 15186 of 2013

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The Deputy Development Commissioner-Cum-Chief Executive Officer, Zila Parishad, Katihar

.... Petitioner/s

Versus

1. Pramila Devi, W/o Abhimanyu Kumar Singh, resident of Village- Basuhar Majdia, P.S.- Kursela, District-Katihar
2. The State of Bihar.
3. The District Magistrate, Katihar.
4. The District Engineer, Zila Parishad, Katihar.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. K.B. Nath,
Mr. Durga Narayan, Advocates

For the OP No. 1 : Mr. Sanjeev Kumar Singh, Adv

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 01-10-2018

The present petition has been filed for modification of the order dated 15.09.2015 passed in CWJC No. 15186 of 2013.

2. Learned counsel for the petitioner submits that owing to inadvertence, it could not be pointed out at the time of passing the order by this Court that the amount of Rs. 5,10,000/- was deposited by the petitioner, not in pursuance of the demand made by Respondent No. 4, but such payment has been made in relation to the demand by the Programme Officer, Kursela under a different scheme.

3. Learned counsel for the opposite party no. 1 appears. However, despite grant of four weeks' time, no show cause has been filed.

4. None appears on behalf of the State when the matter is called today.



5. Having regard to the stand of the petitioner, which has not been controverted by the opposite parties, the order dated 15.09.2015 passed in CWJC No. 15186 of 2013 is hereby recalled.

6. MJC No. 3112 of 2015 stands allowed.

7. Let CWJC No. 15186 of 2013 be listed under the heading “For Admission” after three weeks.

(Vikash Jain, J)

Chandran

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	05.10.2018
Transmission Date	NA

