

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.2109 of 2016

In
Civil Writ Jurisdiction Case No.20088 of 2012

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1. Rakhi Kumari wife of Awdhesh Kumar, Daughter of late Nityanand Pathak Resident of Flat No. 421, Plot No. 6 B, Sapna Ghar, C.G.H.S. Ltd., Sector- 31, S.O. Dwarka , Sector -6, South Delhi- 110075
 2. Samir Pathak Son of late Nityanand Pathak
 3. Sanjeev Pathak Son of late Nityanand Pathak

... .. Appellant/s

Versus

1. The State of Bihar through Secretary, Home, Government of Bihar, Patna.
2. District Election Officer cum District Magistrate, Saharsa.
3. Deputy Election Officer, Saharsa.
4. State Election Commission through State Election Commissioner, Sone Bhawan, Bihar, Patna.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Anil Kumar Mukund
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

6 05-01-2018 Heard learned counsel for the appellant.

Perused the order, dated 03.10.2016.

Despite the dismissal of the writ application, if the appellant can establish the bona-fide about the non-payment before the authorities, it can still be done, but the Court does not certify that there is any right as such which accrues in favour of the appellant, looking at the nature of the claim and the period of the bill.



Appeal is otherwise dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

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