

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No 1773 of 2015

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Sulochana Devi wife of Shyam Lal Sah, Resident of village- Karampur, P.S.
Jagdishpur, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. District Magistrate, Bhagalpur.
3. District Programme Officer, Bhagalpur.
4. C.D.P.O. Jagdishpur, District- Bhagalpur.

.... Respondent/s

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Appearance :

For the Petitioner/s : M/s Mritunjay Pd Singh & Rajesh Kr Singh,
Advocates

For the Respondent/s : Ms Namrata Mishra, Advocate

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date: 14-05-2018

Heard learned counsel for the petitioner. None appears
on behalf of the State.

2 Learned counsel for the petitioner confines his
submission to the fact that Miscellaneous Appeal No 92 of 2013-2014
filed before the Divisional Commissioner, Bhagalpur, by order dated
03.10.2015, has been disposed of without assigning any reason in one
line which is as follows:

“Heard. Case disposed.”

3 From bare perusal of the order, it is obvious that the
same lacks any consideration whatsoever inasmuch as the same has
been issued without assigning any reason. The specific pleading to that



effect made in the petition has not been denied by the respondent-State in the counter affidavit which has been filed.

4 Considering the admitted position, this Court considers it appropriate that the Divisional Commissioner, Bhagalpur may consider Miscellaneous Appeal No 92 of 2013-2014 and pass a reasoned and speaking order on the same. Such order is required to be passed expeditiously after giving due opportunity of hearing to the parties concerned in accordance with law.

5 The writ petition is allowed and the order dated 03.10.2013 passed by the Divisional Commissioner, Bhagalpur is hereby quashed.

(Madhuresh Prasad, J)

M.E.H./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	15.05.2018
Transmission Date	NA

