IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9339 of 2017

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Avinash Kumar, aged about 24 years, S/o Akshay Paswan, R/o Village- Khardihan, Post- Chotaki- Chenari, P.S.- Shivsagar, Dist- Rohtas.

... ... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Home Department, Government of Bihar, Patna.
2. The Director General of Police-cum-I.G. of Police, Bihar, Patna.
3. The D.I.G. of Police, Muzaffarpur Range, Muzaffarpur.
4. The S.P. of Muzaffarpur.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Ranjit Jha
For the Respondent/s : Mr. Manish Kumar- Gp4

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL JUDGMENT
Date : 29-08-2018

Heard learned counsel for the parties.

Learned counsel for the petitioner submits that the fact of the present case is exactly similar to the fact of C.W.J.C. No. 16102 of 2016 (Ranjit Kumar Vs. The State of Bihar & Ors.) disposed of on 04.02.2017 and, as such, the present petitioner should also be granted the identical relief as has been given to Ranjit Kumar.

Let the authority concerned should examine the case of the present petitioner and the case of Ranjit Kumar (supra) and if it is found that both the cases are exactly identical, in that circumstance only, the same relief will be granted to the present petitioner.

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It is further directed to the authority concerned to conclude the departmental enquiry expeditiously preferably within a period of three months from the date of receipt/production of a copy of this order.

It is also made clear that if the petitioner would not cooperate in the early disposal of the departmental enquiry, the Enquiry Officer will be at liberty to conduct the enquiry ex-parte and take a decision in accordance with law.

With the aforementioned observation and direction, this writ application is disposed of.

(Shivaji Pandey, J)

rishi/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.08.2018
Transmission Date	NA

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