

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.16544 of 2014**

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Umesh Prasad Sah Son of Badri Narayan Sah A resident of village - Barbana  
Raniganj, Ward No. 8, P.S. - Raniganj, District - Araria.

.... .... Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Araria
2. Zila Parishad, Araria through its Deputy Development Commissioner-cum-Chief Executive Officer, Araria.
3. The Deputy Development Commissioner-cum-Chief Executive Officer, Zila Parishad, Araria.
4. The Additional Chief Executive Officer, Zila Parishad, Araria.

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. R.C. Thakur,  
Mr. Kamal Kishore Singh, Advocates  
For the State : Ms. KUMARI AMRITA, Adv  
For the Zila Parishad : Mr. Dinesh Maharaj, Adv

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**

**ORAL JUDGMENT**

**Date: 16-08-2018**

The present writ petition has been filed for quashing the  
memo no. 890 dated 15.07.2014 and memo no. 933 dated 07.08.2014  
issued from the office of the Additional Chief Executive Officer, Zila  
Parishad, Araria; and for connected reliefs.

2. Learned counsel for the petitioner states that on account  
of undistributed SGRY rice, the respondents have raised a demand of  
Rs. 4,62,512/- calculated @ Rs. 1.370/- per quintal to be deposited  
under threat of resort to recovery proceedings. It is further pointed  
out that during the pendency of the writ petition the same has been



recalculated and revised to Rs. 2,33,243/- in terms of memo no. 1369 dated 03.12.2014, enclosed with the supplementary affidavit. It is stated that the petitioner is facing financial stringency and is unable to pay the amount in one go.

3. Learned counsel for the respondents appears and has been heard.

4. Having regard to the nature of the grievance of the petitioner the writ petition is disposed of granting liberty to the petitioner to represent before the Deputy Development Commissioner-cum-Chief Executive Officer, Zila Parishad, Araria (Respondent No. 3) for grant of suitable instalments to enable the petitioner to make payment of the outstanding dues. If any such representation is filed within two weeks from today, the same shall be considered and disposed of in accordance with law within a further period of two weeks thereafter.

**(Vikash Jain, J)**

Chandran/Md. Ibrarul

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| AFR/NAFR          | NAFR       |
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