

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1088 of 2017

In

Civil Writ Jurisdiction Case No.11323 of 2016

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The District Manager Bihar State Food And Civil Supply Corporation
Aurangabad

... .. Appellant/s

Versus

1. Hemlata Devi, Wife of Sri Mantu Singh, Resident of Village-Madhe, Police Station-Bedam O.P., District-Aurangabad.
2. The State of Bihar, through the Principal Secretary, Department, of Food and Civil Supply, Govt. of Bihar, Patna.
3. The Managing Director, Bihar State Food and Civil Supplies Corporation, Bihar, Patna.
4. The District Certificate Officer, Aurangabad.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Nirmal Kumar

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

6 18-05-2018

Heard learned counsel for the appellant.

Perused the impugned order, dated 22.03.2017.

The Learned Single Judge in the given facts has rightly given direction upon the authorities of BSFC, especially the Chief of Claims, to decide the issue first. There cannot be a demand raised on whims and caprice of the Corporation.

Direction of the Learned Single Judge, if has not been complied, must be complied, within a period of eight weeks from today.



Appeal has no merit. It is dismissed, accordingly.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

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