

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4243 of 2019

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Natho Prasad @ Natho Ram S/o Late Budhi Mahto, Res. of Village - Belao,
P.S.- Shekhopur Sarai, District - Sheikhpura.

... .. Petitioner

Versus

1. The State of Bihart through Principal Secretary, Department Food and Consumer, Bihar, Patna.
2. The Principal Secretary, Department of Food and Consumer, Bihar Patna.
3. The District Magistrate, Sheikhpura.
4. The Deputy Development Commissioner, Sheikhpura.
5. The Sub- Divisioanl Officer, Sheikhpura.
6. The Block Development Officer, Shekhopur Sarai, District- Sheikhpura.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Advocate
For the Respondent/s : Mr. AC to SC-4

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 11-07-2019 Heard learned counsel for the petitioner.

This writ application appears to be wholly misconceived and premature application inasmuch as it appears that the petitioner has moved in its writ jurisdiction only on receipt of the notice dated 04.01.2019 which is nothing but a demand to the petitioner against the price of the rice which were lifted by the petitioner and value of which were required to be deposited by him.

Learned counsel for the State is present and has no objection of disposal of this writ application on the basis of materials available on record.



If the petitioner has to raise any grievance against the said demand he may do so by filing an appropriate representation/explanation before the Block Development Officer, Sheikhopur Sarai, Sheikhpura within a period of 30 days from today or in case a certificate proceeding has already been filed, he will have an opportunity to submit a show cause contesting the demand which will be considered by the authorities concerned.

In case a certificate proceeding has not been initiated till date, before initiation of the confiscation proceeding the representation of the petitioner shall be considered and an appropriate order thereon shall be passed within 30 days from the date of submission of the representation.

This writ application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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