

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6990 of 2019

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Gauri Shankar Sah Son of Nathuni Sah Resident of Hathauri Muzaffapur,
District-Muzafarpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Food and Consumer Protection Department , Old Secretariat, Patna
2. The Secretary, Food and Consumer Protection Department, Old Secretariat, Patna
3. The District-Magistrate, Muzaffarpur
4. The Sub-Divisional Magistrate (East), Muzaffarpur
5. The District Supply Officer, Muzaffarpur
6. The Child Development Project Officer, Katra, Muzaffarpur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sanjeet Kumar, Advocate

For the Respondent/s : Mr. AC to AAG5

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 27-07-2019 Heard learned counsel appearing on behalf of
petitioner and learned counsel representing the State.

After some arguments, learned counsel for the
petitioner submits that he would seek his remedy of statutory
appeal against the impugned order dated 08.02.2019 contained
in Memo No. 223 passed by Sub-Divisional Magistrate, (East),
Muzaffarpur (Respondent No. 4).

Learned counsel for the State has no objection to the
same.

The writ application is being disposed of with liberty



to the petitioner to prefer statutory appeal within a period of 30 days from today.

If such an appeal is preferred by the petitioner within the prescribed period, the same shall be considered on its own merit and in case a question of limitation arises, the same shall be considered keeping in mind that the petitioner was pursuing his remedy before this Court under some bona fide belief.

It is expected that if the appeal is preferred, it will be disposed of within the statutory period.

(Rajeev Ranjan Prasad, J)

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