

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7345 of 2019

Dr. Raj Kishore Prasad aged – 56 years, Male, S/o late Ramdutta Prasad, R/o Bhadra Ghat, Post- Gulzarbagh, P.S. Alam Ganj, District- Patna, Bihar.

... .. Petitioner

Versus

1. The State of Bihar.
2. The Principal Secretary, Health, Government of Bihar, Patna.
3. The Executive Director, State Health Committee, Government of Bihar, Patna.
4. The Civil Surgeon-Cum-Chief Medical Officer, Patna.
5. Dr. Udai Pratap Narayan Singh, the Nodal Officer-cum-in-Charge Medical Officer, Primary Health Centre, Dhanarua, Patna.
6. Dr. Shashi Shekhar Singh, The In-charge Medical Officer, Government Hospital , Kasba, Patna City, Patna.

... .. Respondents

Appearance :

For the Petitioner/s : Mr.Surendra Singh, Advocate
For the Respondent/s : Mr.Mujtabaul Haque (GP12)

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 30-04-2019 In course of hearing, learned counsel for the petitioner has informed this court, on query, that pursuant to the impugned order, as contained in Annexure ‘7’ to the writ application, the petitioner had filed an application in the court of learned S.D.J.M., Patna for unsealing of the Ultrasound Machine, but the said application was rejected.

The order passed by the S.D.J.M., Patna under the provisions of the Code of Criminal Procedure has not been challenged by filing an appropriate proceeding. This court being a constitutional court finds no reason to entertain the present writ application in absence of there being any challenge to the



order passed by the learned S.D.J.M., Patna refusing to unseal the Ultrasound Machine.

The petitioner, if so advised, may seek his remedy before a regular court in accordance with the provisions of the Code of Criminal Procedure.

Accordingly, this writ application stands disposed of with the liberty, as aforesaid.

(Rajeev Ranjan Prasad, J)

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