

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14895 of 2014

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Upendra Prasad Chaurasia Son of Late Shankar Prasad Chaurasia, Resident of
village - Lochaha Patan, Police Station - Naya Ramnagar, District - Munger

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Munger
3. The Deputy Development Commissioner, Munger, District - Munger
4. The Additional Collector, Department Enquiry, Munger - cum - Conducting Officer
5. The Deputy Collector Land Reforms, Kharagpur, District - Munger
6. The Block Development Officer, Haveli, Kharagpur, District - Munger
7. The Divisional Commissioner, Munger, District Munger

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar
For the Respondent/s : Mr.Dinbandhu Singh

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 24-09-2019 Heard learned counsel for petitioner and learned
counsel for respondent-State.

2. Learned counsel for petitioner is permitted to
implead the Divisional Commissioner, Munger, District-
Munger, as respondent no.7 in course of the day.

3. The order of punishment dated 02.06.2014 issued
by the Collector is impugned in the instant proceedings. The
petitioner has not availed of the remedy of appeal before the
Commissioner.

4. Counsel for the State raises an objection regarding



the instant writ proceedings being instituted without availing of the remedy of appeal before the Commissioner.

5. In view of such objection, the writ petition is disposed off with liberty to petitioner to avail of the remedy of appeal before the Divisional Commissioner, Munger.

6. The objection regarding alternative remedy has been raised by the State Counsel, if the petitioner submits his appeal within 04 (four) weeks, the Divisional Commissioner, Munger, shall proceed to dispose of the same, without raising the issue of delay within a period of three months thereafter.

7. Accordingly, the writ application stands disposed off.

(Madhuresh Prasad, J)

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