

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1765 of 2019

In
Civil Writ Jurisdiction Case No.24470 of 2018

Mohan Prasad S/o Late Narayan Shah, resident of P.O and P.S. Areraj Dist.
East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary Food and Civil supply Government of Bihar, New Secretariat, Patna
2. The District Magistrate East Champaran, Motihari
3. The Sub Divisional Officer Areraj, East Champaran, Motihari

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Mishra, Advocate
For the Opposite Party/s : Mr. AC to AAG-5

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 19-06-2019 Present application has been filed seeking

modification of the order dated 24.01.2019 passed in C.W.J.C.
No. 24470 of 2018. Perusal of the order sought to be modified
would show that this Court simply recorded the statement of the
learned counsel representing the petitioner saying that he would
not press this application and then this application was
dismissed as withdrawn.

Now the petitioner has made a statement in Paragraph
3 that a statutory appeal was pending before the District
Magistrate, East Champaran, Motihari and for that reason he
could not press the application. If it is so, the Court makes it
clear that withdrawal of the writ application would not come in



the way of the petitioner in pursuing the statutory appeal before
the appellate authority.

This application stands disposed off accordingly.

(Rajeev Ranjan Prasad, J)

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