

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3179 of 2017
Arising out of
Miscellaneous Jurisdiction Case No.178 of 2016
Along with
Interlocutory Application No. 1 of 2019
In
Miscellaneous Jurisdiction Case No.3179 of 2017

1. Baban Singh Son of Nathuni Singh, Resident of Village- Katariyan, P.S. Peero and District- Bhojpur and Was Posted at C.C.A., Depot Hasan, Bazar, (Bhojpur), As Night Guard.
2. Afzal Hssain Ansari, Son of Ali Akbar , R/o Village- Katar,P.O. Hasan Bazar and District- Bhojpur and was posted at C.C.A. Depot Biscomaun, Hasan Bazar(Bhojpur) as Night Guard.Afzal Hssain Ansari, Son of Ali Akbar, R/o Village- Katar, P.O. Hasan Bazar and District- Bhojpur and was posted at C.C.A. Depot Biscomaun, Hasan Bazar (Bhojpur) as Night Guard.
3. Birendra Prasad Singh, Son of late Chandrama Singh, R/o Village- Gadhar, P.S. Dinara and Distt. Rohtas and was Posted at C.C.A. Depot Biscomaun, Sasaram at Night Guard.
4. Abadh Kishore Singh, Son of late Rajdeo Singh, R/o Village- Safari, P.S. Ekma and Distt. Saran(Chapra), and was Posted at Saran Permandal, Biscomaun, as Night Guard.
5. Daya Kant Pandey, Son of late Ramji Pandey, Resident of Village- Bardihan, P.S. Natwar, and District- Rohtas and was Posted as Range Officer, Biscomaun (Sasaram) as Night Guard.
6. Rang Bahadur Ram, Son of late Tukan Ram, Resident of Village- Tenuaj, P.S. Natwar and District- Rohtas and was Posted at Range Officer, Biscomaun, (Sasaram as Night Guard).

... .. Petitioner/s

Versus

1. Dr. Sunil Kumar Singh Son of not known, Chairman, Bihar State Co-Operative Marketing Union Ltd, Biscomaun Bhawan, Patna.



2. Suryadeo Mahto, Son of late Begu Singh, Managing Director, Bihar State Co-operative Marketing Union Ltd, Biscomaun Bhawan, Patna.
3. Shailendra Kumar Singh, Son of late Surendra Nath Mishra, Chief of Accounts, Bihar State- Co-Operative Marketing Union Ltd, Biscomaun Bhawan, Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Abu Haidar with
Mr. Md. Abu Shajar, Advocates
For the Biscomaun : Mr. Vikas Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 15-07-2019

Re.: Interlocutory Application No. 1 of 2019

Heard learned counsel for the petitioners and Mr. Vikas Kumar, learned counsel for the Biscomaun.

2. The present Interlocutory Application has been filed on behalf of the Biscomaun seeking recall/modification of part of the order dated 26.06.2019 by which the Managing Director and Chief of Accounts, Biscomaun were directed to be physically present on 19th July, 2019.

3. Today, learned counsel for the Biscomaun submitted that in compliance of the Court's order dated 02.03.2016 in MJC No. 178 of 2016, he has got with him six cheques with regard to the six petitioners for various amounts. The same have been handed over to learned counsel for the petitioners in Court today.



4. Having considered the matter, the Court finds that the directions of the Court in MJC No. 178 of 2016 read with MJC No. 2159 of 2014 dated 02.03.2016 and 02.12.2015 have been complied with and the case has become infructuous.

5. Accordingly, Interlocutory Application No. 1 of 2019 is allowed. Direction for personal appearance of the officers of Biscomaun stands recalled.

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6. As the matter itself has become infructuous, the application stands disposed off.

(Ahsanuddin Amanullah, J)

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