

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1542 of 2018

In

Civil Writ Jurisdiction Case No.5797 of 2015

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Rajvanshi Mahto Son of Late Kamal Mahto R/o Village-Pirari, Post Office-
Pirari, P.S. Inarwa, Distict-West Champaran (Bettiah)

... .. Appellant/s

Versus

1. The State of Bihar
2. The District Collector, West Champaran at Bettiah
3. The District Supply of Officer, West Champaran (Bettiah)
4. The Sub Divisional Officer, Narkatiyaganj, West Champaran (Bettiah)
5. The Block Supply Officer, Gaunaha Block, District-West Champaran
(Bettiah)

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Syed Masleh-Uddin Ashraf, Advocate

For the Respondent/s : Mr. S.Raza Ahmad -AAG-5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 14-08-2019

Re: I.A. No. 8515 of 2018

Heard learned counsel for the appellant.



There is a delay of 31 days in the filing of this appeal.

Having considered the submissions raised, we find sufficient cause to have been made out to condone the delay, which is accordingly condoned. I.A. No. 8515 of 2018 stands allowed accordingly.

Re: L.P.A. No. 1542 of 2018

On merits we find that the writ petition has been dismissed on the ground of inordinate delay and laches on the part of the appellant.

We have considered the submissions raised and we find that the learned Additional Advocate General Shri Raza is correct in the submission that the petition could not have been entertained after the lapse of such a long time. Reliance has been placed by him on the Division Bench order passed in L.P.A. No. 1050 of 2018 decided on 04.04.2019. The submission of Shri Raja is supported by the aforesaid judgment and we accordingly do not find any merit in the appeal, which is accordingly rejected.

Learned counsel for the appellant submits that the appellant may be permitted to seek appropriate remedy in accordance with the statute. Even that would not be permissible



in the light of the observations made in the judgment referred to therein.

(Amreshwar Pratap Sahi, CJ)

(Anjana Mishra, J)

Jagdish/-

AFR/NAFR	
CAV DATE	
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