

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3469 of 2017

1. Md. Asfaque Quraishi and Ors son of Shaheed Quraishi.
2. Md. Firoz Quraishi, Son of Md. Sharif Quraishi.
3. Md. Aslam Quraishi, Son of Late Piru Mian.
4. Sagir Quraishi @ Md. Sagir Quraishi, son of Late Mazid Quraishi.
5. Iltaf Kasai @ Iltaf Quraishi, son of Late Mukhtar Quraishi.
6. Muslim Quraishi, son of Piru Mian.
7. Jasim Quraishi Son of Late Hussaini Quraishi.
8. Akbar Quraishi, Son of Chotu Quraishi.
9. Khalil Quraishi @ Md. Khalil Quraishi, Son of Late Qurban Quraishi.
10. Md. Jahangir Quraishi.
11. Aslam Quraishi,
12. Taz Quraishi @ Md. Taz Quraishi.
13. Supan Quraishi, All sons of Late Zakir Quraishi, all residents of Quraishi Mohalla, near Zama Masjid at P.S. and District- Aurangabad.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Sub-Divisional Officer, Aurangabad.
3. The Executive Officer, Aurangabad Nagar Parishad, Aurangabad.
4. The Anchladhikari, Aurangabad.
5. The Station House officer, Aurangabad Town Police Station at and District- Aurangabad.
6. Md. Gulam Hasnain, Son of Nasimuddin Quraishi.
7. Md. Mazhar Hussain, son of Jasimuddin Quraishi, residents of Quraishi Mohalla, near Zama Mashid at P.S. and District- Aurangabad.
8. Sujaul Mustafa Khan, Son of Late Gulam Mustafa Khan, resident of Pathan Toli at P.S. and District- Aurangabad.
9. Arif Khan, Son of Late Nazir Ahmad Khan, resident of Pathan Toli at P.S. and District - Aurangabad.
10. Imtiyaz Ahmad Khan, Son of Muzaffar Khan, resident of Pathan Toli at P.S. and District- Aurangabad.
11. Ali Parvez, Son of Jasimuddin Quraishi.
12. Imroz Khan, Son of Late Fazal Ahmad Khan, resident of Pathan Toli at P.S. and District- Aurangabad.

... .. Respondent/s

Appearance :



For the Petitioner/s : Mr. Alok Kumar Sinha, Sr. Adv.
Mr. Shakib Ayaz, Adv.
For the Respondent/s : Mr. Dhurjati Kr. Prasad- Gp14
For the Respondent No.13: Mr. Shivendra Kishore, Sr. Adv.
For the Respondent No.3: Mr. Surendra Prasad Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

5 14-01-2020 Heard learned counsel for the petitioners as well as
learned counsel representing Respondents No. 3, 13 along with
GP-14.

Gone through the order impugned.

There happens to be neither any Annexure on the record nor any averment with regard to deposit of renewal fee having after expiry of the license for the financial year 2003-2004. Although, there happens to be disclosure under Annexure-1, that petitioner made a prayer on 16.03.2004, 20.06.2006 and 25.08.2009 for renewal. Even then, there happens to be no disclosure in the aforesaid Annexure-1 that the petitioners have ever deposited required renewal fee. As there was no renewal of license, petitioners were not authorized to continue with the business. If they continued, that was in utter violation of law.

Consequent thereupon, there happens to be no requirement to interfere with Annexure-4 over its propriety as the status of the petitioners happens to be in utter violation of law. As such, instant petition is found devoid of merit and is, accordingly, rejected.



In likewise manner, stay so granted vide order dated
12.01.2018 is, hereby, vacated.

(Aditya Kumar Trivedi, J)

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