

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16150 of 2018

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Rajendra Timber, Through Its Proprietor Sri Rajendra Sharma

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Joint Commissioner of Commercial Taxes, Appeal, West Division, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Prabhash Ranjan Thakur
For the Respondent/s : Mr.Vikash Kumar- Sc11

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

- 3 05-02-2020 Heard learned counsel for the petitioner and learned
counsel for the respondents.

Petitioner prays for following reliefs:-

“This is an application for issuance of writ in nature of mandamus/certiorari for quashing the order dated 15.11.2017 (Annexure-3), passed by the respondent No.2 and for direction to restore the memorandum of appeal, which has been rejected on the stage of limitation for 10 days vide issued memo no.929 dated 15.11.2017 and pass such other order/order(s) or direction for which the petitioner is legally entitled.”

After the matter was heard for some time, learned counsel for the petitioner submits that petitioner shall be content if a direction is issued to the concerned respondents to



consider and decide the representation, which the petitioner shall be making afresh within a period of four weeks from today.

Learned counsel for the State states that upon receipt of such request, if any, the same shall be dealt with in accordance with law, expeditiously and positively within a period of three months from the date of receipt thereof.

Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law.

We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch.

The petition stands disposed of in the aforesaid terms.

(Sanjay Karol, CJ)

(Mohit Kumar Shah, J)

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