

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.9864 of 2020**

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Harendra Tiwari, Son of Sri Kant Tiwari Chini Mill, Buxar, P.S.- Buxar Town,  
District- Buxar, Proprietor M/S Laxmi Enterprises and M/S Jai Mata di  
Enterprises, Buxar.

... .. Petitioner/s

Versus

1. The Principal Secretary Agriculture Department, Government of Bihar,  
Patna.
2. The Director Agriculture, Bihar, Patna.
3. The Joint Director (Agronomy- Shashya), Patna Division, Mithapur  
Agriculture Farm, Patna.
4. The District Agriculture Officer Buxar.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Mishra, Advocate  
For the Respondent/s : Mr.Raghwanand, GA-11

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN  
SINGH**

**and**

**HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

**(Per: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN  
SINGH)**

2      16-11-2021                      Heard learned counsel for the parties.

This writ application has been filed seeking quashing  
of letter No. 1055 dated 13.07.2019 and letter No. 1057 dated  
19.05.2020, issued by the District Agriculture Officer, Buxar,  
whereby the petitioner has been directed to refund a sum of Rs.  
12,72,216=00 and Rs. 5,70,477=00 respectively, which was  
wrongly received by him against subsidy, apropos, sale/purchase  
of HDPE pipe for irrigation.

The said communication has been brought on record



by way of Annexures- 2 & 3 to the writ application, which simply mentions that in case the petitioner fails to refund the said amount, action shall be initiated against him under relevant provisions of law.

In our opinion, this writ application is premature and is dismissed accordingly. It goes without saying that petitioner shall be at liberty to take recourse to appropriate provision of law at appropriate stage.

**(Chakradhari Sharan Singh, J)**

**( Madhuresh Prasad, J)**

Rajesh/-

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