

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.740 of 2022

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Md. Tajamul Haque @ Md. Tajamul Hak Son of Md. Hatim Resident of
Maheshpur, Basbitti, P.S. and District- Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, General Administration
Department, Government of Bihar, Patna.
2. The District Magistrate, Supaul.
3. The Sub-Divisional Officer, Supaul.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rakesh Kumar Jha, Advocate
For the Respondent/s	:	Mr. Md. N.H. Khan, SC-1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 22-02-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

A) Issuance of an appropriate order/
direction or writ preferably in the
nature of mandamus commanding the
respondent authorities for payment of



due rent to the petitioner of his vehicle Mahindra Scorpio bearing registration No. BR-50P-1996 to used by the Sub-Division Officer, Supaul for the period 02-01-2020 to 03-09-2020 amounting Rs. 1,68,000/- One Lacs Sixty Eight Thousand Only @ 21,000/- per month;

B) Issuance of an appropriate order/ direction or writ in the nature of certiorari quashing order dated 16.08.2020 issued by respondent no. 3 contained in Memo No. 357 dated 28.08.2020 delivered to the petitioner on 13.09.2021 whereby after using the said vehicle of the petitioner for about eight months, payment of rent has been made subject to condition that it would be paid only if the vehicle is converted into commercial;

C) Any other relief/ reliefs for which, the petitioner may be found entitled to in the facts and circumstances of the case.

After the matter was heard for some time, finding the



Court not to be in favour with the submissions made across the Bar, learned counsel for the petitioner, seeks permission to withdraw the present petition reserving liberty to take appropriate remedy in accordance with law.

Permission granted.

Petition stands disposed of as withdrawn with the liberty aforesaid.

We clarify that we have not expressed any opinion on merits. All issues are left open.

Petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	24.02.2022
Transmission Date	

