

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3501 of 2020

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Vijay Sah Son of Yogendra Sah, resident of 72 K, Village Chikni, Police Station- Ramagarhwa, District- East Champaran.

... .. Petitioner/s

Versus

1. The Union of India through the General Manager, East Central Railway, Hajipur, Vaishali.
2. The Divisional Railway Manager, East Central Railway, Samastipur.
3. The Assistant Divisional Manager, East Central Railway, Muzaffarpur.
4. The Senior Section Engineer (Works) East Central Railway, Sugauli, East Champaran.
5. Assistant Divisional Engineer, East Central Railway, Bapudham, Motihari.

... .. Respondent/s

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Appearance :

For the Petitioner/s :

For the Railways :

Ms. Punam Kumari Singh, CGC

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

4 11-10-2022 Petitioner has prayed for the following relief(s):-

- i For issuance of writ in the nature of Certiorari quashing the letter dated 13.01.2020 (Annexure 8) issued by the Assistant Divisional Engineer, East Central Railway, Bapudham, Motihari (for brevity "respondent no. 5") whereby the agreement of the petitioner has been cancelled for shop no. 6 situated in the premises of the Ramagarhwa in violation of the



agreement dated 23.01.2010 executed between the petitioner and the Assistant Divisional Engineer, East Central Railway, Muzaffarpur (for brevity “respondent no. 2”);

- ii. For issuance of writ in the nature of Certiorari quashing the letter dated 22.01.2020 (Annexure 9) issued by the Assistant Divisional Engineer, East Central Railway, Bapudham, Motihari (for brevity “respondent no. 5”) whereby the petitioner has been directed to vacate the shop no. 6 within a week
- iii. Further, for issuance of a writ in the nature of mandamus directing the respondents to accept the license fee agreed by the parties in view of the afore-stated agreement;
- iv. For restraining the respondents from taking any coercive action including forcible eviction against the petitioner pursuant to the impugned letter and for any other relief[s] for which the Petitioner may be found entitled to in the facts & circumstances of the present case.

On 27.09.2022, we had passed the following order:

“Despite repeated calls, none has entered appearance on behalf of the petitioner. However, in the



interest of justice, matter is adjourned.

List on 11.10.2022 in the category of ‘Order
Matters’.”

Even today, despite repeated calls, none has entered
appearance on behalf of the petitioner.

As such, the present petition stands dismissed for non-
prosecution.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Amrendra/-

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