

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13439 of 2021

1. Khagesh Kumar @ Khagesh Kumar Bishwas Son of Late Naresh Kumar Bishwas, Proprietor M/S Khagesh Store, SS/35, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S.- Dadar, District- Purnea.
2. Nirmal Jain, Son of Late Monti Lal Jain, Proprietor M/S Vinayak Bandhu, C/11, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S.- Sadar, District- Purnea.
3. Umed Kumar Golchha, Son of Late Bachhraj Golchha, Proprietor M/S Chhattar Bhandar, C/15, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
4. Chhatar Kumar Golchha, Son of Late Bachhraj Golchha, Proprietor M/S Chhatar Kumar Golchha, Shop no. 19, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
5. Praveen Kumar Agrawal, Son of Puran Chand Agrawal, Proprietor M/S Praveen Kumar Agrawal, NSS/06, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
6. Birendra Jaysawal, Son of Late Shiv Narayan Jaysawal, Proprietor M/S Manish Krmar Rohan Kumar, Shop no. 1/08, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
7. Rajendra Prasad Agrawal, son of Late jay Narayan Agrawal, Proprietor M/S Sarita Store, Ss/37, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
8. Lalit Kumar Agrawal, Son of Puran Chand Agrawal, Proprietor M/S Lalit Store, C/08, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
9. Madan lal Agrawal, Son of Late Nand Lal Agrawal, Proprietor M/S Nirmal Store, C/12, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
10. Vinod Kumar Agrawal @ Binod Kumar Agrawal, Son of Late Visheshwar Lal Agrawal, Proprietor M/S Vinod Kumar Agrawal, C/13, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
11. Yugal Kishore Agrawal, son of Sri Rajendra Prasad Agrawal, Proprietor M/S Yugal Kishor Agrawal, Godown no. 1 (K), Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
12. Kamal Kumar Agrawal, Son of Late Shivdhan Agrawal, Proprietor M/S Kamal Kumar Agrawal, SSF/04, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
13. Amolakh Chand Sancheti, Son of Sri Mohan Lal Sancheti, Proprietor M/S Vikash Store, D/8, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
14. Nirmal Chand Sancheti, Son of Sri Mohan Lal Sancheti, Proprietor M/S Raja Store, D/7, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
15. Bajrang lal Sancheti, Son of Sri Mohan Lal Sancheti, Proprietor M/S Ritesh



- Store, C/14, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
16. Raj Kumar Goyal, Son of Sri Raghubir Prasad Agrawal, Proprietor Hariyana Trading Company, F/1, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 17. Vijay Kumar Jain, Son of Late Manikchand Baid, Proprietor M/S RAjesh Store, C/9, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 18. Sumit Kumar Baid, Son of Sri Vijay Kumar Jain, Proprietor M/S Nilesh Store, C/10, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 19. Mahabir Prasad Pareekh, Son of Late Mohan Lal Pareekh, Proprietor M/S Shree Durga Store, C/6, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 20. Babulal Agrawal, Son of Late Ram Bhagat Agrawal, Proprietor M/S Sumit Treding Company, C/3, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 21. Bajrang Lal Agrawal, Son of Sri Ram Chandra Agrawal, Proprietor M/S Manoj Store, A/4, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 22. Bhagwati Devi, Wife of Sri Roshan Lal Goyal, Proprietor M/S Raj Store, B/29, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 23. Binod Kumar Golchcha, Son of Late Bachcharaj Golchcha, Proprietor M/S Umed Bhandar, B/43, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 24. Umesh Prasad Jaisawal, Son of Late Rajendra Prasad Jaysawal, Proprietor M/S Umesh Prasad Jaisawal, K/2 Borapatti, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.
 25. Sanjay Kumar, Son of Late Jogendra Prasad Saha, Proprietor M/S Shubham Store, D/11, Marketing Yard, Gulab Bag, Purnea, At and P.O. - Gulab Bag, P.S. Sadar, District- Purnea.

... .. Petitioner/s

Versus

1. The State of Bihar through Agriculture Production Commissioner, Government of Bihar, New Secretariat, Patna.
2. Agricultural Produce Marketing Board (Dissolved), Gulab Bag, Purnea, At and P O - Gulab Bag, P.S. Sadar, District - Purnea, through its Special Officer.
3. The Collector, Purnea.
4. The Sub-divisional Officer - cum - Special Officer, Agricultural Produce Marketing Board (Dissolved), Gulab Bag, Purnea, Sadar Purnea, District- Purnea.

... .. Respondent/s



Appearance :

For the Petitioner/s : Mr.Praveen Prabhakar
For the Respondent/s : Mr.Sarvesh Kr. Singh (Aag13)

CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA
and
HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

2 23-02-2022 After arguing at some length, the learned counsel for the petitioners submits that he may be allowed to withdraw the present writ petition with liberty to file an appeal under Section 24 of the Bihar Buildings (Lease, Rent & Eviction) Control Act before the competent authority.

Accordingly, the present writ petition stands dismissed as withdrawn with the aforesaid liberty.

In case, question of delay arises, the petitioners shall be at liberty to move an application for condonation thereof, which shall be considered sympathetically by the authority.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

Tiwary/-Ajay/-

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