

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11695 of 2021

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Aniwesh Kumar Sinha, S/o Ramashankar Sinha, R/o Village and PO Rajapur,
PS Daraunda, District Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary Land Reforms Department
New Secretariat Patna.
2. The Chief Manager Indian Oil, Vidyut Bhawan, Jawaharlal Nehru Marg,
Patna.
3. The District Magistrate, Siwan.
4. The Circle Officer Daraunda, District Siwan.
5. The Divisional Manager, Indian Oil, Patna Divisional Office, Maurya Lok
Complex, Block- A, 3rd Floor, New Dak Bunglow Rd, Patna, Bihar 800001.
6. The Regional Manager, Indian Oil Muzaffarpur, District Muzaffarpur.
7. Mukul Kumar S/o Triveni Singh R/o Village Khamhori, PS GB Nagar
Tarwara, District Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Chandra Kant, Advocate
For the Respondent/s	:	Mr. Raghwanand, GA-11

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

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**(The proceedings of the Court are being conducted by
Hon'ble the Chief Justice/ Hon'ble Judges through
Video Conferencing from their residential
offices/residences. Also, the Advocates and the Staffs
joined the proceedings through Video Conferencing
from their residences/offices.)**

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Date : 07-01-2022

Heard learned counsel for the parties.

The petitioner has prayed for the following relief/s :-



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- I. For issuance of writ/writs, direction/directions, order/orders to respondents no 5 and 6 to hold enquiry before issuance of license for petrol pump to private respondent no 7, regarding the land of Khata no 172 plot no 487 situated at village Khamhauri, PS G.B.Nagar, district Siwan and further direct that if the land is found gairmajarua land then on the gairmajarua land no permission can be given to open petrol pump under the Kishan sewa Kendra scheme.
- II. For issuance of any other appropriate writ/writs, order/orders, direction/directions, for which petitioner may deemed entitled under the fact and circumstance of the case.

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of three months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of in the



following terms:-

(a) Petitioner shall approach the authority concerned i.e Respondent No. 6, namely The Regional Manager, Indian Oil Muzaffarpur within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The said authority shall consider and dispose it of expeditiously by a reasoned and speaking order preferably within a period of three months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

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

(e) 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;

(f) Liberty reserved to the petitioner to approach the appropriate forum, if the need so arises subsequently on the



same and subsequent cause of action;

(g) We have not expressed any opinion on merits.

All issues are left open;

(h) The proceedings, during the time of current Pandemic- Covid-19 shall be conducted through digital mode, unless the parties otherwise mutually agree to meet in person i.e. physical mode;

The petition stands disposed of in the aforesaid terms.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Ashwini/Sujit

AFR/NAFR	
CAV DATE	
Uploading Date	10.01.2022
Transmission Date	

