

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11908 of 2021

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Sanjay Kumar Gupta, aged about 32 years, Gender-Male, Son of Firan Sah,
resident of Village-Jamsham, P.S. Pandaul, District Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Department of Food and Civil Supplies, Bihar,
Patna.
3. The District Magistrate, Madhubani.
4. The District Supply Officer, Madhubani.
5. The Sub Divisional Officer Sadar, Madhubani.
6. The Block Supply Officer, Pandaul, Madhubani.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. N K Agrawal, Senior Advocate
Mr. Abhinay Raj, Advocate
For the Respondent/s : Mr. Alok Ranjan, AC to AAG 5

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

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

2 21-02-2022 Heard learned counsel for the parties.

Admittedly, no action has been taken under Clause 28
of the Act. In the absence of FIR, suspension order would be
unsustainable. Learned counsel are *ad idem* on this.

Under the circumstances, we quash the impugned
order dated 04.05.2021 and remit the matter to the same



authority for decision afresh.

The writ petition stands allowed.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

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