

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8120 of 2022

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Musarat Jahan Wife of Abdul Kudus Resident of Village- Chawani, P.S.-
Bettiah, District- West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Registrar, Bettiah, West Champaran.
2. The Certificate Officer, Supaul.
3. The Sub-Registrar, Bettiah, West Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Nirmal Kumar, Advocate
For the Respondent/s : Mr.Vikash Kumar, Sc 11

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

Date : 28-07-2022

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

1. That this is an application for issuance of writ in the nature of Certiorari to quash the order passed in Auction Case No. 32/2017-18 by which the respondent no.3 has issued BW/DW against the petitioner for recovery of the Certificate amount when the petitioner has filed objection under section 9 within time and which is still pending before the respondent no. 3 and even that the respondent no.3 has issued the said order as a last threatening to the petitioner when the matter was still pending in C.W.J.C. No. 14794/2021 before this Hon'ble Court. When the said amount is a disputed amount and does not come under the purview of Public Demand Recovery Act and any other appropriate writ/writs which the petitioner is entitled and further directed the respondents to consider his objection and quash the further proceeding of the Certificate Case and further commanding the respondents not to interfere with the Certificate amount when the land is not situated on the



main road or any other relief or reliefs which the
petitioner is entitled to save and except as other.

After the matter was heard for some time, finding the Bench not to be in favour of the submission made by the learned counsel for the petitioner, learned counsel for the petitioner, under instructions, states that the petition, in its present form, may be permitted to be withdrawn reserving liberty to file afresh with better particulars on the same and subsequent cause of action, if so required and desired.

Prayer allowed.

Petition is disposed of as withdrawn with the liberty aforesaid.

As and when such petition is filed, registry shall process it immediately and have it listed before the appropriate Court.

Also liberty reserved to the petitioner to take recourse to such other remedies as are otherwise available in accordance with law.



Interlocutory application, if any, shall also stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/-

AFR/NAFR	
CAV DATE	
Uploading Date	30.07.2022
Transmission Date	

