

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15408 of 2021

Commercial Art Press Musallahpur Hat Patna through its proprietor namely Anil Kumar aged about 50 years (Male), S/o Shiv Shankar Prasad, R/o Musallahpur Hat, Behind Government Middle School, P.S.-Pirbahore, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Deptt. of Home, Commercial Dept. Bihar, Patna.
2. The Chief Electoral Officer, Bihar, Patna.
3. The District Election Officer-cum-District Magistrate, Vaishali at Hajipur.
4. The Deputy Development Commissioner-cum-Senior In-charge Election Section, Vaishali at Hajipur.
5. The Deputy Election Officer, Vaishali at Hajipur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Fakhruddin Ali Ahmad, Advocate
For the Respondent/s	:	Mr. P. K. Verma, Sr. Advocate
		Mr. Siddhartha Prasad, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 17-08-2022

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

- (a) To direct the respondents to make payment of dues with up-to-date interest against supply of forms, documents and other material in Vidhan Sabha Election 2015 in the district of Vaishali at Hajipur.



- (b) To direct the respondents to make payment of admitted dues of Rs. 9,70,132/- as calculated by District Purchase Committee and consider and pass speaking and reasoned order on the representation of petitioner dated 13.11.2015 for payment of supplies made on oral order which is pending before District Election Officer-cum-District Magistrate, Vaishali for which counter receiving has been given by Election authorities.
- (c) To grant any other relief-reliefs for which the petitioner is entitled under the facts and circumstances of the instant writ petition.

After the matter was heard for some time, learned counsel for the petitioner seeks permission to withdraw the present petition reserving liberty to take recourse to such other remedies as are otherwise permissible and admissible in accordance with law as also represent to the appropriate authority, venting out the grievances, subject-matter of the present petition.

Prayer allowed. Liberty, as prayed for, is granted.



Without expressing any opinion on merits, leaving all questions of fact and law open, the present petition is disposed of as withdrawn with the liberty aforesaid.

We expect that the appropriate authority shall consider and decide the petitioner's application/request expeditiously and preferably within a period of three months from the date of its presentation.

Needless to say that while considering such request, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties.

If aggrieved by the said order, the petitioner shall have liberty to approach this Court by way of separate petition(s), if so required and desired.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Ashwini/Sujit

AFR/NAFR	
CAV DATE	
Uploading Date	18.08.2022
Transmission Date	

