

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1284 of 2021

Sanjay Kumar, Son of Kumar Jagdish Shashtri, resident of Village Chakdadan, Mahua, P.S. Mahua, District Vaishali (Hajipur).

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Food and Consumer Protection Department, Bihar at Patna.
2. The District Magistrate-cum-Collector, Vaishali, District Vaishali.
3. The District Manager, Bihar State Food and Civil Supplies Corporation, Vaishali at Hajipur, District Vaishali.
4. The Officer In-Charge, Mahua, P.S. Mahua, District Vaishali at Hajipur.
5. The District Co-Operative Officer, Vaishali, District Vaishali at Hajipur.
6. The Block Co-Operative Officer, Mahua, P.S. Mahua, District Vaishali (Hajipur).

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Sumeet Kumar Singh, Advocate
For the BSFC	:	Mr. Shailendra Kumar Singh, Advocate
		Mr. Utkarsha Utpal, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA

and

HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

Date : 02-02-2022

The matter has been heard via video conferencing.

Heard learned counsel for the parties.

The petitioner has challenged the public notice which appeared in the newspaper 'Hindustan' dated 8th July, 2020. The notice was issued by Bihar State Food and Civil Supplies Corporation Limited (BSFC). It was proposed to put on auction sale the respective property pledged by the defaulter Millers



including that of the petitioner in light of orders dated 28.02.2017 and 13.08.2018 passed by the Hon'ble Supreme Court in SLP(Crl.) No. 1779 of 2016 and SLP(Crl.) No. 9196 of 2017 respectively.

Learned counsel are ad idem that the respondents have not put the pledged property on auction sale. The date of auction sale stated in the impugned notice was 28th July, 2020.

Admittedly, the auction sale has not taken place till date. The impugned notice has thus outlived its life. This Court need not adjudicate upon the same.

Having regard to the facts and circumstances of the case, the writ petition is disposed off as having become infructuous.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

Anjani/-

AFR/NAFR	N.A.
CAV DATE	N.A.
Uploading Date	11.02.2022
Transmission Date	N.A.

