

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.11952 of 2022**

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Satrughan Baitha Son of Manshi Baitha, Resident of Village-Mehuda, Ward  
No. 04, Police Station-Bagaha, District-West Champaran, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Home Government of Bihar, Patna.
2. The Principal Secretary Home, Government of Bihar, Old Secretariat, Patna.
3. The Director General of Police, Government of Bihar, Old Secretariat, Patna.
4. The Inspector General of Police, Tirhut Range, Muzaffarpur.
5. The Superintendent of Police, Bagaha, West Champaran.
6. The Deputy Superintendent of Police, Bagaha, West Champaran.
7. The Officer In-Charge, Bagaha (Pathkhauri) Police Station, West Champaran.
8. The Managing Director, North Bihar Power Distribution Company Limited, Patna.
9. The Director, Bihar State Power (Holding) Company Limited.
10. The Superintending Engineer, North Bihar Power Distribution Company Limited, Electric Supply Circle, West Champaran.
11. The Executive Engineer, North Bihar Power Distribution Company Limited, Electric Supply Division, West Champaran.
12. The Engineer, North Bihar Power Distribution Company Limited, Electric Supply Division, West Champaran.
13. Prem Raj, The Executive Engineer, North Bihar Power Distribution Company Limited, Electric Supply Division, Bagaha, West Champaran.
14. Manoj Kumar Sah, The Assistant Electrical Engineer, North Bihar Power Distribution Company Limited, Electric Supply Division, Bagaha, West

Champaran.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Umesh Kumar Gupta, Adv  
For the Respondent/s : Mr.P.K. Verma (AAG3)

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

**Date : 08-09-2022**

Heard learned counsel for the parties.

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

- i. To issue an appropriate writ or direction for entrusting the investigation of Bagaha (Pathkhauli) P.S. Case No 139 of 2021 to any specialized agency such as C.B.I., State Vigilance, or C.I.D. for the fair and proper investigation of the above case or else directs the Respondent Authorities to investigate the Bagaha (Pathkhauli) P.S. Case No 139/2021 properly and take appropriate action and steps for the arrest of the Respondent No 13 and 14 forthwith and submit charge sheet against them.
- ii. To issue an appropriate writ or direction to the Respondents No. 13 to immediately appear

before the learned court below in connection with Kishanganj Police Station Case No. 66 of 2016 dated 07.03.2016 for the offences under section 406, 420, 120(B) of the I.P.C. in which he is a wanted accused and misappropriated the government money, but the department officials have transferred him to West Champaran and he is enjoying his service.

- iii. To issue further appropriate writ order or direction commanding the official Respondents to take every possible step against the conduct of the Respondents No. 13 and 14 immediately.
- iv. To issue further writ, order, or direction commanding the Respondents to take all steps for the arrest of the Respondent No. 13 and 14 forthwith, therefore the fear of not breaking the law shall be maintained in the society.
- v. This Hon'ble Court may further adjudicate and hold that it was the duty of the Respondent Authorities to take appropriate steps/action against the scammers.
- vi. To allow any other relief or reliefs for which the petitioner is found entitled in the fact and circumstances 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 respondent no. 8-**Managing Director, North Bihar Power Distribution Company Limited, Patna**, 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 four 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 on the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

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

(c) The order assigning reasons shall be communicated to the petitioner;

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

(e) Also, opportunity to place on record all relevant materials/documents shall be granted to the parties;

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

(g) 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;

(h) Liberty reserved to the petitioner to approach the appropriate forum/Court, should the need so arise subsequently on the same and subsequent cause of action;

(i) We have not expressed any opinion on merits. All issues are left open;

The petition stands disposed of in the aforesaid terms.

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

**(Sanjay Karol, CJ)**

ranjan/-

**(S. Kumar, J)**

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