

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15072 of 2022

1. M/S Rahmat Sabji and Fruit Company, a Partnership Firm through its one of the Partners Md. Mahtab Hussain (Male), aged about 50 years, son of Late Md. Sarfuddin, resident of Jhauganj, P.S.- Bahadurpur, District- Patna.
2. Md. Aftab Hussain son of Late Md. Sarfuddin resident of Jhauganj, P.S.- Bahadurpur, District- Patna.
3. Md. Sartaj Hussain son of Late Md. Sarfuddin resident of Jhauganj, P.S.- Bahadurpur, District- Patna.
4. Md. Sarfraj Hussain son of Late Md. Sarfuddin resident of Jhauganj, P.S.- Bahadurpur, District- Patna.
5. Md. Rahmat Hussain son of Late Md. Sarfuddin resident of Jhauganj, P.S.- Bahadurpur, District- Patna.
6. Md. Sabir Hussain son of Late Md. Sarfuddin resident of Jhauganj, P.S.- Bahadurpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Agriculture Department, Govt. of Bihar, Patna.
2. The Administrator, Bihar State Agricultural Marketing Board, Dissolved, Pant Bhawan, Bailey Road, Government of Bihar, Patna.
3. The S.D.O.-Cum-Special Officer, Agricultural Produce Market Committee, Mussallahpur, Patna.
4. The Collector-Cum-District Magistrate, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Braj Kishore Singh Chouhan, Advocate
For the Respondent/s : Mr. Dhurjati Kr. Prasad, GP-14

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/Hon'ble Judges through Video Conferencing from their residential offices/residences. Also the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

Dated: 11-11-2022

Heard learned counsel for the parties.



Petitioners have prayed for following relief(s) :-

“That this petition is being filed with prayer to restrain the respondent-authority to carve to out drain(Nallah) after demolishing a portion of the Shop No.52 of the petitioners, situated in Principal Market Yard, Mussallahplur, Patna for constructing Drain (Nallah) notwithstanding the old Nallah which only requires renovation inside the principal Market Yard in Mussallahpur Market Committee, moreover it can be done in western side where 20’ long vacant land is available.

Learned counsel for the petitioners, unconditionally, seeks permission to withdraw the present petition.

Permission granted.

Present petition stands disposed of as withdrawn.

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

(Sanjay Karol, CJ)

(Partha Sarthy, J)

chn/sujit

AFR/NAFR	
CAV DATE	
Uploading Date	14.11.2022
Transmission Date	

