

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11829 of 2015

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Umesh Prasad Gupta Son of Sri Dwarika Prasad Gupta, having it office - cum
- resident at Mahuawan via Chhauradano, P.S. - Mahuawan, District - East
Champaran.

... .. Petitioner/s

Versus

1. The Food Corporation Of India
2. The Area Manager, Food Corporation of India, District Office at Patna.
3. The Area Manager, Food Corporation of India, District Office at Hawaii
Adda Chauk, Chota Bariarpur,

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bhola Kumar
For the Respondent/s : Mr. Shailendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY
ORAL ORDER

- 4 17-08-2023 1. The present writ petition has been filed for the
following reliefs:

*“That the petitioner invokes the
writ jurisdiction of this Hon’ble Court for
grant of the following*

*(a) For issuance of a writ of
mandamus commanding the respondent no. 3
or the respondent concerned to pay Rs.19,
67,460/- to the petitioner with interest at the
current market rate forthwith.*

*(b) For passing any other
orders/s direction/s, appropriate Writ/s
which Your Lordship deem fit and proper in
the facts and circumstances of the instant
Writ application.”*

2. In the counter-affidavit filed by the Respondent
Nos. 1 to 3 at Para-6, it is specifically stated that the petitioner



has never approached to Respondent No. 2 i.e. The Area Manager, Food Corporation of India, District Office at Patna and that he has submitted the representation to the Respondent No. 3, i.e. The Area Manager, Food Corporation of India, District Officer at Motihari vide Annexure-3 which is a wrong forum. But as a matter of fact, the petitioner should have submitted the bill to the Respondent No. 2 and, therefore, the bill of the petitioner could not be paid.

3. Having regard to the above made statement, the petitioner is directed to submit the bill before the Respondent No. 2 within a period of four weeks from today and on such bill being presented the Respondent No. 2 is directed to process the same and in case the amounts are payable to the petitioner, the same shall be paid within a period of eight weeks thereof.

4. With the above direction, the present writ petition is disposed off.

(A. Abhishek Reddy, J)

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