

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4888 of 2018

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M/s. Raushan Raj S/o Shri Raghunath Bhagat, R/o Village Sadbhawan Nagar,
Near Vaishali Institute and Business and Management College, Mithanpura
P.S. M.I.G. Bela District Muzaffarpur.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The District Magistrate, Muzaffarpur, District Muzaffarpur
3. The Deputy Development Commissioner, Muzaffarpur, District Muzaffarpur
4. The Block Development Officer, Bochaha, District Muzaffarpur.
5. The Block Development Officer, Marwan, District Muzaffarpur.
6. The Block Development Officer, Meenapur, District Muzaffarpur
7. The Block Development Officer, Saraiya, District Muzaffarpur.
8. The Block Development Officer, Sakra, District Muzaffarpur
9. The Block Development Officer, Paroo, District Muzaffarpur.
10. The Block Development Officer, Mushari Disrict Muzaffarpur.
11. The Block Development officer, Kanti, District Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra, Advocate
For the Respondent/s : Mr.Akash Chaturvedi, AC to SC11

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

6 18-04-2023 In the instant petition, the petitioner has prayed for
the following relief:-

*“ That this writ application is
being filed for issuance of writ nature
of certiorari for quashing the letter
dated 31.08.2017 issued under the
signature Dy. Development
Commissioner, Muzaffarpur by which
stated that in sanction period payment
has already been made vide memo No.*



4688 dated 15.12.2014 and further quashing the letter memo no. 4688 dt. 05.12.2014 issued under signature Deputy Development Commissioner, Muzaffarpur by which rejected the claim about rent except the 8 sets computers from 10.04.2012 to 16.07.2012 and 10 sets of computers from 19.09.2012 to 15.10.2012. On the ground, a letter bearing memo no. 1795 dt. 16.07.2012 by which directed for returning the computers but did not take return, whenever said very letter has not been communicated to the petitioner for the return of his computers, which was under rent as per order of respondents, whenever respondent B.D.Os. Within the District of Muzaffarpur submitted letters before the D.D.C. in the year 2015 and admitted fact that the computers of the petitioner are under used and some set of computer have been returned in different dates in 2015 by the some blocks and some are still under and further issued direction to respondents to pay the admitted due rent amount worth of Rs. 14,60,624/- related to the different Blocks within the District Muzaffarpur and further issued direction to respondents to pay the aforesaid amount worth of Rs. 14,60,62 along with 11% interest per annum to the petitioner till date of full and final payment to petitioner and further give other legal and consequential benefit to the petitioner.”

2. Perusal of the relief sought in the present petition is somewhat disputed issues which is required to be adjudicated before the appropriate forum with reference to dispute clause in



the agreement. Therefore, the present petition is disposed of,
reserving liberty to the petitioner to invoke appropriate remedy.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

abhishekk/-

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