

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.156 of 2023

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Shailesh Kumar Jha @ Shailes Jha, son of Late Mohit Jha @ Mohitendra Jha
Resident of Village-Rampur, Police Station-Sorbazar, District-Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar through the Collector, Saharsa.
2. The Collector, Saharsa.
3. The Superintendent of Police, Saharsa.
4. The Station House Officer, Saharsa.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Suraj Narain Yadav, Advocate Ms. Sweta Kumari, Advocate Mr. Jata Shankar Jha, Advocate
For the Respondent/s	:	Mr. Md. N. H. Khan, SC-1

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 02-02-2023 Petitioner has prayed for the following relief(s):-

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1. That this is an application for issuance of a writ in the nature Certiorari to quash the order dated 23.07.2022 passed in Case No.900 of 2022-23 by which 24 decimals land of Khata No.84, Keshra No.-176, Jamabandi No.-4105 of the petitioner has been confiscated and further for issuance of a writ in the nature of Mandamus and/or any other appropriate order or direction commanding upon the respondents not to interfere with the right, title & possession of the petitioner's land in question which stands in the name of the petitioner as well as his brother namely Sanjeev Kumar Jha.

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Learned counsel for the petitioner seeks permission to withdraw the present petition enabling the petitioner to exhaust the remedies provided under the Bihar Prohibition and Excise Amendment Act, 2018.

Permission granted.

As and when any such proceedings are initiated, the same shall be considered and decided expeditiously in accordance with law, preferably within a period of four weeks from the date of presentation and till then the property in question shall not be auction sold.

However, if the petitioner chooses not to exhaust the remedies provided under the Act, interim order shall be automatically vacated.

The instant petition stands disposed of as withdrawn in the aforesaid terms.

Interlocutory Application(s), if any, shall stand disposed of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

P.K.P./Amrendra

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