

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6684 of 2024

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Shailendra Singh @ Shailendra Kumar Singh, aged about 57 years, Gender-Male, son of Late Ramdeo Singh, resident of Village-Shaidpura, Panchayat-Saidpura, P.S.-Piparaiya, District-Lakhisarai.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Food and Consumer Protection Department, Govt. of Bihar, Old Secretariat, Patna.
2. The District Magistrate, Lakhisarai.
3. The Sub-Divisional Officer, Lakhisarai.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand, Advocate.

For the Respondent/s : Mr. Government Pleader 5.

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

2 18-09-2024 The present writ petition is filed challenging the order dated 12.05.2023 whereby an appeal filed by the petitioner before the District Magistrate was dismissed for default due to non-appearance of the learned counsel for the petitioner.

2. Learned counsel appearing on behalf of the petitioner has stated that a direction may be given to the Respondent No. 2 to restore the appeal and recall the order dated 12.05.2023 and necessary orders may be passed on merits.

3. Having regard to the above made submission, the petitioner is granted two weeks' time for filing an application before the District Magistrate, Lakhisarai i.e. Respondent No. 2 for recalling the order dated 12.05.2023. If any such application



is filed, the same shall be considered on merits and necessary orders passed on merits. In case the appeal is restored, the petitioner shall be given an opportunity of hearing and necessary orders passed.

4. With the above directions, the present writ petition stands disposed of.

(A. Abhishek Reddy, J)

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