

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1082 of 2024

Arising Out of PS. Case No.- Year-0 Thana- District- Siwan

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Birendra Sah @ Birendra Prasad @ Birendra Shah @ Virendra Prasad Son of
Naresh Sah R/O VILL. AND P.S. - BARHARIYA, DIST - SIWAN, PIN-
841232.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home,
Government of Bihar, Siwan.
2. The Divisional Commissioner, Saran at Chapra.
3. The District Magistrate, Siwan.
4. The Superintendent Of Police, Siwan.
5. The S.H.O., Barharia, Dist.- Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate
For the Respondent/s : Mr. G.P 2

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

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

3 19-06-2024 In the instant petition, petitioner has prayed for
following relief(s):-

*“To issue a writ in the nature of Certiorari to
quash the order dated 15.04.2024 (Annexure-
P/3) passed in C.C.A. Case No.113/2024 passed
by learned District Magistrate, Siwan whereby
and whereunder learned District Magistrate has
passed the order u/s 3 of Bihar Crime Control
Act to oust the petitioner from the District
(Siwan) Territorial Area from 27.04.2024 to
06.06.2024; Thus passed the order of Jilabadar.*

*(ii) To hold and declare that petitioner is the
said impugned order is an arbitrary order
passed in violation of law emanating from*



Article 16, 19 and 21 of the Constitution of India.

(iii) To issue a writ in the nature of mandamus to restrain the respondents to disturb the personal and political life of petitioner in absence of any essence of criminality coming out of the personal concern of petitioner.

(iv) To grant any other reliefs for which petitioner is entitled to have in connection with the aforesaid grievance.”

2. Conditional interim order was granted on 23.05.2024. As on today order dated 15.04.2024 do not existing in the eye of law for the reasons that order dated 15.04.2024 was in vague during the intervening period from 27.04.2024 to 06.06.2024.

3. Accordingly, the present petition stands disposed of as it has become infructuous.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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