

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.17204 of 2019**

=====

Abhinish Kumar Chaudhary S/O Ramjee Chaudhary R/O Village- Ashrafpur,  
Post.- Ashrafpur, P.S.- Nagarnausa, Distt.- Nalanda, PIN-801305.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Home Department,  
Government of Bihar, Patna.
2. The Director General of Police-cum-I.G. of Police Bihar, Patna.
3. The D.I.G of Police Munger, Range, Munger.
4. The S.P of Khagaria

... .. Respondent/s

=====

**Appearance :**

For the Petitioner/s : Mr. Ranjit Jha, Advocate  
For the Respondent/s : Mr. Manish Kumar (Gp4)  
Mr. Sanjay Parasmani, AC to G.P.-4

=====

**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**

**ORAL JUDGMENT**

**Date : 16-01-2024**

Heard learned counsel for the petitioner and  
learned counsel for the State.

2. Learned counsel for the petitioner submits that  
the present writ petition has been filed against the order of  
dismissal/termination of the petitioner contained in Memo  
No.1329 of 2019, dated 05.07.2019 (Annexure-13) passed by  
the Superintendent of Police, Khagaria.

3. Learned counsel for the State vehemently  
opposed the maintainability of the writ petition and submits that  
statutory remedy of appeal is available to the petitioner but he



has challenged the dismissal order directly before this Hon’ble Court.

4. In response, learned counsel for the petitioner submits that petitioner has already filed appeal before the D.I.G. of Police, Munger Range, Munger, which is still pending and no final order has been passed.

5. In the light of the submissions made, let this writ petition is disposed off directing the petitioner to file the representation before the D.I.G. of Police, Munger Range, for passing order in his appeal. The D.I.G. of Police, Munger Range, is directed to pass order in appeal within 60 days from the date of receipt/production of a copy of this order.

**(Dr. Anshuman, J)**

Mkr./-

|                   |            |
|-------------------|------------|
| AFR/NAFR          | NAFR       |
| CAV DATE          | NA         |
| Uploading Date    | 18.01.2024 |
| Transmission Date | NA         |

