

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.18325 of 2024**

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matter of M/s Shiv and Sales, a proprietorship firm through its proprietor  
Shivnandan Kumar male aged about 27 years son of Sri Ramashish Yadav,  
resident of Rohan Bigha, Belaganj, P.O. Silounja, District- Gaya- 804403  
having its registered office At- Bengali Tola, Near Munna Lodge, Main Road  
Karbigahiya, P.S. - Jakkanpur, District and in the town of Patna.

... .. Petitioner/s

Versus

1. The Union of India Ministry of Railway (Railway Board) through its  
Chairman, Rail Bhawan, 1 Raisina Road, New Delhi- 110001.
2. The General Manager, East Central Railway, Hajipur, PO Digg Kala, P S  
Hajipur, District - Vaishali.
3. The Divisional Commercial Manager, East Central Railway, DDU  
Mughalsarai.
4. The Divisional Railway Manager (C), Dhanbad, Jharkhand.

... .. Respondent/s

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**Appearance :**

|                      |   |                                             |
|----------------------|---|---------------------------------------------|
| For the Petitioner/s | : | Mr. Uday Prasad Singh, Advocate             |
| For the Respondent/s | : | Dr. K.N Singh, ASG                          |
|                      |   | Mr. Alok Kumar, CGC                         |
|                      |   | Mr. Shashank Shekhar Kunwar, Advocate       |
|                      |   | Ms. Rashmi Ranjan, JC to ASG                |
|                      |   | Mr. Amarendra Nath Verma, Sr. Panel Counsel |
|                      |   | Mr. Girija Shanker Prasad, CGC              |

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**CORAM: HONOURABLE THE CHIEF JUSTICE**  
**and**  
**HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL JUDGMENT**  
**(Per: HONOURABLE THE CHIEF JUSTICE)**

**Date : 05-12-2024**



1. The petitioner is aggrieved with the debarment and forfeiture of security deposit as issued at Annexure-P/1. The letter of debarment itself indicates that the petitioner was granted a contract for starting a catering unit at Parsabad Station (stall no-05, PF No-3/4) and Bokaro Thermal (Stall No-02, PF No-01) through e-auction. An agreement was executed on 12.04.2023. The petitioner did not deposit the 2<sup>nd</sup> quarterly installment license fee for the period from 06.08.2023 to 06.11.2023 till 29.07.2023; which included the grace period provided. The respondent waited till 17.05.2024, on which date the show-cause notice was issued. It is also seen from the order that the petitioner had not commenced the catering services from the stall allotted to the petitioner.

2. The learned Counsel pointed to Annexure-P/4, representation made before the authority which was made on 08.08.2023, which indicated that the petitioner's mother had expired, the death certificate of which is produced along with the representation, which is dated 21.08.2023. After 08.08.2023, the Railways waited till 17.05.2024 and there was no deposit made even till that time. The petitioner also makes a bland statement that he was depressed after the death of his mother.



3. We find absolutely no reason to entertain the writ  
petition and dismiss the same.

**(K. Vinod Chandran, CJ)**

**(Partha Sarthy, J)**

Shiv/-

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