

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22740 of 2018

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Umesh Prasad Patel @ Umesh Patel @ Umesh Mandal Son of Late Nokhelal Patel @ Nokhelal Mandal, Resident of Village- Gogari, Police Station- Gogari, District- Khagaria.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Executive Officer, Gogari, District- Khagaria.
3. The District Certificate Officer, Khagaria.
4. The Deputy Development Commissioner, Khagaria.
5. Director, DRDA, Khagaria.
6. The Executive Engineer, Rural Works Division, Gogari.
7. The Executive Engineer, DRDA, Khagaria.
8. Program Officer, Gogari, Khagaria.
9. Vakil Yadav, Son of Late Jattu Yadav, The then Mukhiya Gram Panchayat Raj, Gogari, Gogari Block, District- Khagaria.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Dr. Bipin Chandra, Advocate
For the Respondent/s : Mr.Anjani Kumar -Aag4

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CORAM: HONOURABLE JUSTICE SMT. G. ANUPAMA CHAKRAVARTHY
ORAL JUDGMENT

Date : 20-08-2025

1. The Writ petition is being filed for quashing of order contained in Memo No. 2 dated 30.08.2018 passed by District Certificate Officer, Khagaria directing the petitioner to deposit Rs. 3,47,421.40/- in Certificate Case No. 1/2017-18.



2. At the outset, the Learned counsel for the petitioner seeks indulgence of this Court to grant liberty to file fresh objections under Section 9 of the Bihar and Orissa Public Demands Recovery Act, 1914 and direct the authority to pass necessary orders duly taking into account the objections filed by the petitioner.

3. The Learned counsel for the respondents submitted that he has no objection, if a direction is given to the concerned authority to pass necessary orders under Section 10 of the Act duly taking into account the objections filed by the petitioner.

4. Having regard to the above made submissions, without going into the merits or demerits of the case, the present writ petition is disposed of granting liberty to the petitioner to file objections under Section 9 before the concerned authority within a period of one month from the date



of receipt of copy of this order. On such objections being filed, the authority concerned shall pass necessary orders under Section 10 of the Act. The authority concerned shall liberally construed the limitation aspect as the Writ petition is itself filed in the year 2018.

5. It is needless to mention that before passing any order, the authority concerned shall give an opportunity of hearing to the petitioner. Any order passed shall be communicated to the petitioner. The entire exercise shall be completed as expeditiously as possible preferably within a period of three months from the date of filing of the objections by the petitioner.

6. Till the passing of the final order by the Certificate Officer, it is directed that no coercive steps shall be taken against the petitioner herein.



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

(G. Anupama Chakravarthy, J)

amitkr/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	30.08.2025
Transmission Date	N/A

