

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1145 of 2023

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

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RUPESH KUMAR S/O SRI RAM KUMAR RAM R/O Village- Morsand,
Bahadurpur, P.S- Pusa, P.O- Morsand, Distt.- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through Additional Chief Secretary Home (Police), Government of Bihar, Patna. Bihar
2. The Director General of Police, Government of Bihar, Patna. Bihar
3. The Additional Director General of Police Economic Offence, Patna. Bihar.
4. Additional Inspector General, Cyber Cell, Government of Bihar, Patna. Bihar
5. The Union of India, Department of Banker Affairs, Gov. of India, New Delhi, through its secretary. New Delhi
6. D.C.B, Bank, through the Chief General Manger, 9th Floor, Tower-A, Penin Sula Business Park, Senapat Bapat, Marg, Lower Parel, Mumbai.
7. S.B.I. Credit Card through the General Manager, 1st Floor, Maurya Lok Complex, New Dak Bunglow Road, Patna.
8. Indusind Bank, through the General Manager, Ground Floor, Radhika Complex, Ballambi Chowk More, Khagaul Road, Anisabad, Patna.
9. The Bank Ombudsman Reserve Bank of India, B.O., Patna. Bihar
10. Trans Union Cibil Limit, India Bulls Bapat Marg, Tower 2A, 19th Floor, Senapati Bapat Marg, Elphinston Road, Mumbai- 400013.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Iqbal Asif Niazi
For the Respondent/s	:	Mr.M. Nasrul Huda Khan
For the UOI	:	Mr. Amish Kumar, CGC

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 04-08-2025 Heard the parties.

2. By way of this writ application, the petitioner has
prayed for the following reliefs:-

*(i) For issuance of a writ in the nature of
mandamus directing the concerned respondent*



authorities to take cognizance of the complaint filed by the petitioner and proceed as per the law since the petitioner is being abused, threatened and harassed by the officials of the respondent No.6 to 8 and inspite of approaching the concerned respondent authorities the matter has not been settled/materialized and although the complaint has been made to the state respondent they have not taken any initiative inasmuch as neither any F.I.R. nor for that matter any case has been instituted against the respondent No.6 to 8.

(ii) For further to ensure that the petitioner is allowed to live peacefully with his family with dignity in the society and his image is not tarnished by the respondents.

3. Earlier the petitioner has moved this Court vide CWJC No. 9817 of 2021 and by order dated 24.02.2022, the same has been disposed of which reads as under:-

Mr. Ajay Kumar Sinha, learned Senior Counsel appearing on behalf of the petitioner seeks permission to withdraw this writ application. He, however, seeks this Court's liberty for the petitioner to invoke such other legal remedy which may be available to him for redressal of his grievances.

The application stands dismissed as withdrawn with the liberty as sought.

We make it clear that we have not gone into the merits of the case.

4. In the opinion of this Court, no writ application is



maintainable in the facts of the case as disputed questions of fact are involved in the same.

5. In view of the above, this case is disposed of with a liberty to the petitioner to approach the appropriate forum for redressal of his grievances.

6. It is made clear that if the petitioner files an application before the appropriate forum then the same shall be decided on merits of the case and shall not be dismissed on the ground of delay.

(Sandeep Kumar, J)

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