

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5980 of 2026

=====

Kamlesh Paswan S/o Lakshandev Paswan, R/o Village Post- Manika, Manka,
District- Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar through Collector, Aurangabad.
2. The Collector-cum-District Magistrate, Aurangabad.
3. The Superintendent of Police, Aurangabad, District- Aurangabad.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr. Prem Kumar Paswan, Advocate
For the Respondent/s	:	Mr. Ramadhan Singh, GP-25

=====

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL JUDGMENT

Date : 21-04-2026

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 with the following
reliefs:

*“I. For issuance of an
appropriate writ /order/direction to quash
the memo of charge issued by
Superintendent of Police, Aurangabad vide
District order No. 1776/2020, dated
02.10.2020 by which memo of charge was
served upon petitioner to face
departmental enquiry for the said charges.*



II. For issuance of an appropriate writ/order/direction to quash the enquiry report submitted by enquiry Officer in departmental proceeding against petitioner in which it was reported that charges are reflected.

III. For issuance of an appropriate writ, order, direction to quash the order bearing memo no. 2662 dated 22.08.2023 passed by District Magistrate Aurangabad by which the petitioner has been retired voluntarily for the charges, the enquiry report was submitted saying that charges for indiscipline, arbitrariness against his duty are reflected without the defence raised by petitioner in his show-cause reply.

IV. For issuance of an appropriate writ/order / direction granting any other relief or reliefs for which the petitioner is found entitle.”

3. After some arguments, learned counsel for the State raised a preliminary objection and submitted that the petitioner has not availed the statutory remedy of appeal.

4. In the light of the submissions made, this writ petition is disposed off directing the petitioner to avail the remedy of appeal first then come to this Hon'ble Court. The



delay, if any, in filing the appeal shall be condoned, if filed within 30 days from today.

(Dr. Anshuman, J)

Mkr./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.04.2026
Transmission Date	

