

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1553 of 2024

In
Civil Writ Jurisdiction Case No.17886 of 2021

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Dharmendra Kumar S/o Late Jitan Choudhary, R/o 276 AP Colony, PO and
PS Rampur, District Gaya, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through Chief Secretary Government of Bihar, Patna.
2. The Commissioner, Magadh Division, Gaya.
3. The district Magistrate, Gaya, Gaya
4. The B.D.O Nim Chak Bathani, Gaya.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashutosh Nath, Advocate
For the Opposite Party/s : Standing Counsel-1

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 19-06-2026 At the outset, the Ld. Counsel for the petitioner submits

that in compliance of the earlier order of this Court dated

08.05.2026, 'No Objection' has been obtained from the earlier

counsel on the *Vakalatnama* to be filed by the present counsel in

the connected writ petition i.e. CWJC No. 17886 of 2021 and

the same would definitely be filed in the connected writ petition

as soon as the same is restored.

2. The present restoration petition has been filed for

restoring a writ petition bearing C.W.J.C. No. 17886 of 2021,

which was dismissed for non-prosecution by an order dated

28.02.2024.

3. The learned counsel for the petitioner submits that the



writ petition was listed for hearing for the first time after four years on 28.02.2024 and till that date the present counsel's name could not be updated in the record, hence nobody could appear before this Court, thus it is submitted that a lenient view be taken and the aforesaid writ petition be restored to its original file.

4. Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner as also taking into account the averments made in the present petition, I deem it fit and appropriate to direct for restoration of the aforesaid writ petition bearing C.W.J.C. No. 17886 of 2021 to its original file.

5. The present petition stands allowed.

(Mohit Kumar Shah, J)

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