

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.613 of 2025

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Ajit Kumar Roy, S/o- Pradip Prasad, R/o- Village- Bala Bigha, P.S.- Belaganj,
District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home Affairs, Government of Bihar, Patna.
2. The Director General of Police, Bihar, Patna.
3. The Inspector General of Police, Magadh Range, Gaya.
4. The Superintendent of Police, Jehanabad.
5. The Deputy Superintendent of Police, Jehanabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar Paswan, Advocate
For the Respondent/s : Standing Counsel-6

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 13-07-2026 Heard learned counsel for the petitioner and learned
counsel for the respondents.

2. The petitioner has filed the instant application for
the following reliefs :-

*“i. For issuance of an order, direction
or a writ of certiorari for quashing and setting
aside of the departmental inquiry No. 05/22
against the petitioner and relief from the charges
levelled against him by the respondent
authorities.*

*ii. Further for quashing and setting
aside all orders, proceedings, and penalties
arising out of the disciplinary actions taken
against the petitioner by the respondent*



authorities.

iii. Further for a direction to quash any adverse remarks, notations, or records in service file of the petitioner that were placed as a result of the disputed disciplinary proceedings or penal orders. thereby ensuring his service record is unblemished.

iv. Further for a direction that, upon quashing the aforementioned orders, all his rights, entitlements, benefits, and privileges be immediately restored.

v. Further for an order to quash any unjustified financial liabilities, penalties, or recoveries imposed on him due to the disciplinary actions, with an instruction for the refund of any amount already recovered or withheld.

vi. Further orders or directions that the Hon'ble Court may deem just, fit, and proper to ensure that the petitioner is fully exonerated and restored to his rightful status."

3. At the outset, it is submitted by learned counsel for the respondents that though no prayer has been made for quashing of the order dated 2.11.2022 passed by the Inspector General of Police, Magadh Range, Gaya (Annexure-P/11), the petitioner has in fact come to this Court against the said order. It is further submitted that the petitioner has not availed the alternative remedy available to him by filing a memorial before



the Director General of Police, Bihar, Patna against the order dated 2.11.2022.

4. Having heard learned counsel for the parties and having perused the contents of the petition, the Court finds substance in the submissions made by learned counsel for the respondents.

5. In view of the facts and circumstances of the case, the writ application is disposed of giving liberty to the petitioner to file a memorial before the Director General of Police, Bihar against the order dated 2.11.2022 passed by the Inspector General of Police, Magadh Range, Gaya within a period of four weeks.

6. If such a memorial is filed, the Director General of Police, Bihar, Patna (respondent no.2) shall decide the same within a period of three months from the date of its filing.

7. The writ application stands disposed of with the above observations and directions.

(Partha Sarthy, J)

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