

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/105/16

Jeevanand Singh

Vrs

State of Bihar

For the Petitioner : Mr Dineshwar Mishra, Advocate
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

27/07/2017

ORDER

PDS dealer Jeevanand Singh and his learned counsel Mr Dineshwar Mishra are present. BDO, Maner is also present.

When the scheme was closed the dealer was left with 181.02 quintals of rice. There is no controversy about this figure. The price thereof was Rs 2,47,997/-. Up till now the dealer has deposited Rs 1,23,999/- which is 50% of the demand. He prays for exempting him from paying the balance sum. The ground he has given is that the rice deteriorated of which he had informed the authorities.

I find from the papers filed by the dealer that the license was provided to the dealer with full knowledge of his capacity of storing the grains. The papers put up by him shows that the grains were kept in the house of Ram Nandan Singh. Later it was shifted to Devki Lalji. In that situation, I am not prepared to accept that the grains deteriorated. I have not the least doubt that the grains found dubious alleys. The prayer is therefore, rejected.

The dealer has deposited 50% of the total demand. If the dealer deposits balance sum, he will be granted rebate of 15% on total demand. He will also be entitled to payment of Rs 50/- per quintal as transportation and handling charges. If the balance sum is not deposited within two months, order for rebate will stand cancelled.



Chairman 27.07.2017

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Sadar/ /16

Nandan Ram

Vrs

State of Bihar


For the Petitioner : None
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

26/07/2017

ORDER

PDS dealer Nandan Ram is dead. BDO, Patna Sadar is present.

It was reported to this Commission that Nandan Rai is dead on 06/02/17 itself. The order recorded on 27/06/17 is incorrect. BDO states that nothing has been deposited by the dealer. Since the dealer is dead, let the BDO take action in accordance with law. The matter is closed so far this Commission is concerned.


26.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/99/16

Smt Sangeeta Devi

Vrs

State of Bihar

For the Petitioner : None
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

27/07/2017

ORDER

Nagendra Kumar husband of PDS dealer Smt Sangeeta Devi is absent. BDO, Maner is present.

There was a demand of Rs 5,35,587/- against the dealer as price of 390 quintals of rice. She has deposited Rs 70,000/- up till now.

On 28/06/17 on the prayer of Mr Dineshwar Mishra, learned counsel for the dealer one month time was granted to her to deposit Rs 1,97,793/-. BDO states that this order has not been complied in as much as no deposit has been made in terms of the order. It is thus obvious that the dealer has not deposited 50% of the demand. That being so, this Commission cannot consider any representation or prayer by the dealer or by her husband. The Commission is therefore, unable to consider her case. The case is closed before this Commission. BDO will take steps in accordance with law.

Handwritten signature
27.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/11616

Raghunath Ram

Vrs

State of Bihar

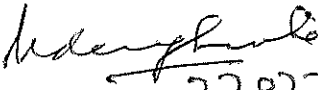
For the Petitioner : Mr Dineshwar Mishra, Advocate
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

27/07/2017

ORDER

Mr Dineshwar Mishra, learned counsel for the PDS dealer Raghunath Ram and. BDO, Maner are present.

Till 28/06/17 the dealer had deposited 50% of the demand. On that date we had order~~d~~ that the dealer should deposit Rs 10,000/-. Today the BDO states that the dealer has deposited in all Rs 27,223/- out of the total demand of Rs 57,375/- as price of 41.88 quintals of rice. The dealer has thus deposited 50% of the demand. The balance sum to be realized is Rs 21,776/-. Since the dealer has deposited 50% of the demand, I hereby grant a rebate of 15% on the total demand. BDO will take steps to realize the balance sum from her in case the dealer is willing to deposit the balance sum within one month. The dealer will also be entitled to payment of Rs 50/- per quintal on the grains lifted by her as transportation and handling charges.


27.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/101/16

Jai Prakash Singh

Vrs

State of Bihar

For the Petitioner : In person
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

27/07/2017


ORDER

PDS dealer Jai Prakash Singh and. BDO, Maner are present.

The dealer was left with 320.78 quintals of rice when the scheme was closed. This figure is admitted by the dealer himself. The price thereof @ Rs 1370/- per quintal will be Rs 4,39,468/-. Up till now the dealer has not deposited even 50% of the demand.

I would have rejected this case outright but the dealer prays for time to deposit atleast part of the demand to constitute 50%. Let him deposit Rs 1,70,000/- within one month failing which his application will be rejected.

Put up on 22/08/2017.


27.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/102/16

Rama Shankar Paswan

Vrs

State of Bihar

For the Petitioner : Mr Dineshwar Mishra, Advocate
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

27/07/2017

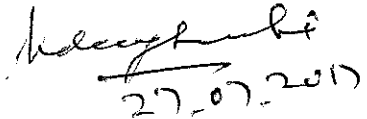
ORDER

PDS dealer Rama Shankar Paswan alongwith his learned counsel Mr Dineshwar Mishra are present. BDO, Maner is also present.

When the scheme was closed the dealer was left with 40.49 quintals of rice. This is accepted by the dealer. The price thereof would be Rs 55,471/-. Out of that the dealer has deposited Rs 27,000/-. This constitutes 50% of the demand.

Learned counsel for the dealer has vemently submitted that the petitioner should not be called up to pay the balance of the demand for the reason that no parcha was issued and the rice deteriorated. The situation is ~~constructive~~ ^{attractive} but this does not appeal to me. I am not prepared to accept that the rice had deteriorated. I have not the least doubt that the balance rice found dubious alleys. In that view of the matter the prayer for non-payment of the balance amount of the demand is rejected. The dealer must deposit Rs 27,735/- within one month.

The dealer comes from diara area known as Rampur Diara Taufeer. I am inclined to grant 15% rebate on the total demand. The dealer will also be entitled to get Rs 50/- per quintal as transportation and handling charges. If the dealer does not deposit the sum due within one month order for rebate will stand cancelled. The case is finally disposed of accordingly.


27-07-2017

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION

12-13, BACK HARDINGE ROAD, PATNA-800001

Case No. Pat/Maner/104/16

Smt Sumanti Devi

Vrs

State of Bihar

For the Petitioner : Mr Dineshwar Mishra, Advocate
For the Commission : Mr Binodji Verma, Spl PP
Mr Arup Chongdar, Spl PP
For the State : Mr K.K. Mishra, Spl PP

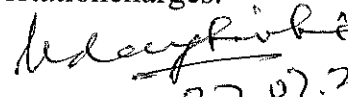
27/07/2017

ORDER

PDS dealer Smt Sumanti Devi along with her learned counsel Mr Dineshwar Mishra are present. BDO, Maner is also present.

The Stock Register produced by the dealer shows that in course of distribution of rice 184.24 quintals was left with the dealer on 15/03/07. On the next date permit was issued for 40 quintals. Thus, 144.24 quintals was left with the dealer. The price of which is Rs 1,97,608/-. The dealer has deposited Rs 1,12,583/-. Thus, the dealer has to pay Rs 85,126/-. The dealer must deposit the balance sum within two months subject to rebate of 15% on the total demand failing which the order for rebate will stand cancelled.

The dealer will also be entitled to payment of Rs 50/- per quintal on the grains lifted by her as transportation and transportation charges.


27.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION
12-13, BACK HARDINGE ROAD, PATNA-800001

Case No.Pat/Maner/106/16

Gorakh Chaudhary

Vrs

State of Bihar

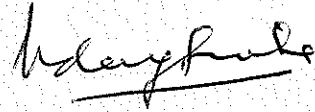
For the Petitioner	-	None
For the Commission	-	Mr Binodji Verma, Spl PP
For the State	-	Mr K.K. Mishra, Spl PP

ORDER

27/07/2017

PDS dealer Gorakh Chaudhary is absent. BDO, Maner is present.

The dealer has made no deposit so far. The Commission therefore has nothing to consider. BDO will take steps to realise the dues in accordance with law.



Chairman

27.07.2017

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION
12-13, BACK HARDINGE ROAD, PATNA-800001

Case No.Pat/Maner/103/16

Subhas Prasad Gupta

Vrs

State of Bihar

For the Petitioner	-	None
For the Commission	-	Mr Binodji Verma, Spl PP
For the State	-	Mr K.K. Mishra, Spl PP

ORDER

27/07/2017

PDS dealer Subhas Prasad Gupta is absent. BDO, Maner is present.

Put up on 29/08/2017.

Uday Sinha
27 07 2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION
12-13, BACK HARDINGE ROAD, PATNA-800001

Case No.Pat/Sadar/103/16

Anil Kumar Singh

Vrs

State of Bihar

For the Petitioner - Mr Rajnish Kumar, Advocate
For the Commission - Mr Binodji Verma, Spl PP
For the State - Mr K.K. Mishra, Spl PP

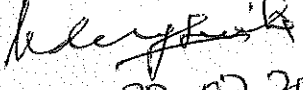
ORDER

27/07/2017

PDS dealer Anil Kumar Singh along with his learned counsel Mr Rajnish Kumar are present. BDO, Patna Sadar is also present.

Learned counsel for the dealer prays for time. Time is granted.

Put up on 29/08/2017.


27.07.2017

Chairman

JUSTICE UDAY SINHA JUDICIAL INQUIRY COMMISSION
12-13, BACK HARDINGE ROAD, PATNA-800001

Case No.Pat/Maner/98/16
Karuna Kumari/Ramji Prasad
Vrs
State of Bihar

For the Petitioner - Mr Dineshwar Mishra, Advocate
For the Commission - Mr Binodji Verma, Spl PP
For the State - Mr K.K. Mishra, Spl PP

ORDER

27/07/2017

PDS dealer Karuna Kumari wife of Ramji Prasad along with his learned counsel Mr Dineshwar Mishra are present. BDO, Maner is also present.

The dealer has not deposited 50% of the demand. Learned counsel for the dealer prays for time to deposit the required sum to constitute 50%. In the meantime, the dealer will meet the BDO to know the nature of the demand.

Put up on 22/08/2017.

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27.07.2017

Chairman