

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (S) No. 1266 of 2023

With

I.A. No. 3143 of 2023

With

I.A. No. 3155 of 2024

Ram Badan Ram

... .. **Petitioner**

Versus

The State of Jharkhand and others ...

... .. **Respondents**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Ms. Khalida Haya Rashmi, Advocate

For the Respondents : Mr. Rishi Ranjan Vats, A.C. to G.A.-I

05/03.04.2024

Learned counsel for the parties are present.

2. Learned counsel for the respondents has submitted that I.A. No. 3155 of 2024 has been filed to withdraw the counter affidavit dated 02.05.2023 and supplementary counter affidavit dated 12.09.2023 filed on behalf of respondent no. 3. He submits that error has crept in filing the said affidavits and true position with supporting documents is required to be brought on record in consultation with the Department of Personal Administrative Reforms and Rajbhasha, Government of Jharkhand, for which a meeting is to be convened shortly. He submits that fresh counter affidavit is required to be filed on behalf of all the respondents by a high-ranking officer.

3. Learned counsel has submitted that I.A. No. 3143 of 2024 has been filed for seeking eight weeks' time to file the required counter affidavit after completing the procedure.

4. After hearing the learned counsel for the respondents and going through the interlocutory applications, this court is of the considered view that correct facts are required to be brought on record by the respondents by verifying the record and therefore the counter affidavit dated 02.05.2023 and supplementary counter affidavit dated 12.09.2023 filed on behalf of respondent no. 3 are permitted to be withdrawn and be treated as not pressed by the respondents.

5. I.A. No. 3155 of 2024 is allowed.

6. So far as I.A. No. 3143 of 2024 is concerned, it was filed on 18.03.2024 and accordingly time till 16th May 2024 is granted to the respondents to file fresh counter affidavit. The counter affidavit should be sworn by the respondent no. 1.

7. I.A. No. 3143 of 2024 is allowed.

8. Let notice be issued to the respondent no. 4 under speed post as well as ordinary process for which requisites etc. should be filed by 08.04.2024.

9. Post this case on 17.05.2024.

(Anubha Rawat Choudhary, J.)

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