

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.989 of 2015

In

Civil Writ Jurisdiction Case No. 21123 of 2014

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1. Md. Asgar Ansari, Son of Mr. Amit Hussain Ansari, resident of Mohalla-Irrigation colony (Near S.P.Office), P.O. + P.S.- Dehri-On-Sone, Distt.-Rohtas.
 2. Tanwir Alam, Son of Late Abdul Sattar Ansari, resident of Mohalla-Idgah, P.O. + P.S.- Dehri-On-Sone, District- Rohtas.
 3. Manoj Kumar, Son of Late Ashok Kumar Ram, resident of Mohalla-Irrigation colony (Near S.P.Office), P.O. + P.S.-Dehri-On-Sone, Distt.-Rohtas.
 4. Md. Aslam Ansari, son of Mr. Amir Hussain Ansari, resident of Mohalla- Irrigation Colony (Near S.P.Office), P.O. + P.S.- Dehri-On-Sone, Distt.-Rohtas.
 5. Pritam Nath Sharma, Son of Late Vishwanath Sharma, resident of Mohalla- Babuganj, P.O. +P.S.-Dehri-on-Sone, Distt- Rohtas.
 6. Jitendra Kumar son of Ram Ekbal Bhagat, resident of Mohalla- Irrigation colony (Near S.P.Office), P.O. + P.S.- Dehri-On-Sone, Distt.-Rohtas.
 7. Bijendra Kumar Srivastava, son of Sri Bashistha Lal Srivastava, resident of village-Dhenora, P.S.-Durgawari, District- Kaimur (Bhabhua).
 8. Ritesh Kumar Sharma, son of Radhesh Kumar Sharma, Near Ara-Mashin, Tar Bangla, p.s.-Dehri-on-Sone, District-Rohtas.
 9. Ravi Ranjan son of Sri Dinesh Kumar Ram, resident of village- Markain, P.O.+P.S.- Dalmianagar, District- Rohtas.
 10. Rishu Kumar Shrivastava, son of Sri Jitendra Prasad Srivastava, resident of Methura Par Colony Block- 31/8, P.O.- Dalmianagar, p.s.-Dehri-on-sone, District- Rohtas.
 11. Rajesh Kumar son of Sri Ram Ekbal Bhagat resident of Mohalla-Irrigation colony (Near S.P.Office), P.O. + P.S.- Dehri-On-Sone, Distt.-Rohtas.
 12. Om Prakash Mehta, son of Sri Vinav Kumar Mehta, resident of Mohalla- Idgah, P.O. + P.S.- Dehri-On-Sone, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Water Resources Department, Government of Bihar, Patna.
3. The Joint Secretary (Engineering), Water Resources Department, Govt. of Bihar, Patna.
4. The Engineer-in-chief, (Middle), Water Resources Department, Govt. of Bihar, Patna.
5. The Chief Engineer (Mechanical), Water Resources Department, Govt. of Bihar, Patna.
6. The Chief Engineer, Water Resources Department, Govt. of Bihar, Dehri, Rohtas.
7. The Executive Engineer, Durgawati Pramandal No.2, Bhatari Bandh, Camp-Chenari, Dehri, District- Rohtas.
8. The Executive Engineer, Durgawati Work Pramandal No. Chenari, Dehri,

- District- Rohtas.
9. The Executive Engineer, Irrigation Mechanical Pramandal, Moharia, Kaimur, Bhabhua.
10. The Executive Engineer, Durgawati Right Bank canal Pramandal, Chenari, Dehri.
11. The Executive Engineer, Sone Canal Modernisation Circle, Sasaram, camp-Dehri at Rohtas.
12. The Executive Engineer, Water Waise Division, Mohania, Dehri.
13. The Executive Engineer. Sone Canal Modernisation Pramandal, Sasaram camp-Dehri.
14. The Executive Engineer, Sone Barraaj Pramandal, Indrapuri, Dehri.
15. The Executive Engineer, Irrigation Mechanical Pramandal, Dehri.
16. The Executive Engineer, Irrigation Mechanical Circle, Gaya, Camp-Dehri.
17. The Executive Engineer, Durgawati Bank canal Pramandal Bhitri Bandh, Camp-Chenari, District- Rohtas.
18. The Deputy Director, Quality Control Division, Dehri, Rohtas.

.... Opposite Parties/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar Sinha, Advocate

For the Opp.Parties/s : None

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA

ORAL ORDER

2 24-06-2015 Heard learned counsel for the petitioners. However, none appears on behalf of the opposite parties.

The present MJC application has been filed for restoration of CWJC No. 21123 of 2014 which stood dismissed on account of non-compliance of the court's peremptory order dated 12.12.2014 within time.

Learned counsel appearing on behalf of the petitioners submits that the aforesaid order dated 12.12.2014 was complied with, but after delay of three days. According to him, delay was not intentional.

In view of the aforesaid submissions and assertions made in paragraphs 4 and 6 of the present application, the prayer for restoration is allowed. CWJC No. 21123 of 2014 is directed to

be restored to its original file, subject to verification of the assertions made in paragraphs 4 and 6 of the present application.

The present MJC application stands allowed to the extent indicated above.

(Birendra Prasad Verma, J)

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