

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13658 of 2009

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Sri Jai Shankar Prasad Singh Ss/O Sri Narayan Singh Vill-Bharukuria, P.O
& P.S- Darihat, Distt- Rohtas

.... Petitioner

Versus

1. The Union Of India Through Defence Estate Office (Job Circle) Danapur
Cantt. At & P.O- Danapur, Distt- Patna
2. The Principal Director (Defence Estate) Central Command, Lucknow
Cantt. Lucknow

.... Respondents

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Appearance :

For the Petitioner/s : None

For the Respondent/s : Mr. Raghiv Ahsan(Asst.Sg)
Mrs. Kanak Verma, CGC

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

3 30-01-2015 No one appears for the petitioner. Learned counsel for the
respondents are present.

From reading of the following prayer portion of the writ
application:

“To issue either work order for “one year” period for
collection of Tehbazari as per tender allotted to the
petitioner after finalization of auction or to refund entire
amount i.e. 1,02,000/- deposited as security/ Tender
money by the petitioner with 12% interest.”

it would become clear that the impugned work order was only
confined for a period of one year i.e. from 13.6.2008 to 12.6.2009.
In fact the communication of the respondents dated 6.3.2009 will
also go to show that the petitioner did not comply the terms and
conditions by depositing necessary amount despite repeated

demands made from him.

In that view of the matter, the writ application now after passage of time of more than five years has definitely become infructuous, especially when the respondents in their counter affidavit have also explained that the contract for the subsequent period of 1.7.2009 to 30.6.2010 had already been finalized and the work had been given to the highest bidder.

Be that as it may, this application due to efflux of time has become infructuous and is, accordingly, dismissed.

(Mihir Kumar Jha, J)

surendra/-

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