

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15904 of 2010

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Manikant @ Mainkant Poddar S/O Late Banarsi Poddar R/O Moh Mal
Godown Road, P.S.Khagaria, Distt-Khagaria

.... Petitioner/s

Versus

1. The State of Bihar through the Secretary Rural Development Department
Govt. of Bihar, Patna
2. The Secretary, Rural Development Department Govt. of Bihar, Patna
3. The Director (IT) Beltron, Rajbanshi Nagar, Patna, Bihar
4. The District Magistrate Khagaria
5. The Deputy Development Commissioner, Khagaria
6. The Director, District Rural and Development Agency (DRDA),
Khagaria
7. The District Informatic Officer, National Informatic Centre Khagaria

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate

For the Respondent/s : Mr. Vijay Kumar Verma, AC to GA 3

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

3 06-04-2015

Heard the parties.

The matter at issue is payment of contractual dues of
the petitioner for the materials supplied by him.

The respondents have disputed the claim of the
petitioner by filing their counter affidavit.

In that view of the matter, after some arguments
learned counsel appearing on behalf of the petitioner seeks
permission to withdraw the present writ petition with a liberty to
approach Bihar Public Works Contracts Disputes Arbitration,
Tribunal, Patna constituted under the provisions of Bihar Public
Works Contracts Disputes Arbitration, Tribunal Act, 2008 for
grant of appropriate relief.

Permission is accorded.

The writ petition stands disposed of as withdrawn

with the liberty aforesaid.

If any petition is filed on behalf of the petitioner before the learned Tribunal, the same shall be considered and decided on its own merit without being prejudiced by rejection of the present writ petition. It is further clarify that if such petition is filed on behalf of the petitioner within six weeks from today and it is found that it has become barred by limitation, then the learned Tribunal shall take into consideration that on a bona fide legal advice, the present writ petition was filed on 21.09.2010 and that remained pending before this Court till date.

(Birendra Prasad Verma, J)

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