

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8379 of 2009

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Santosh Kumar son of Sri Rameshwar Prasad, Resident of Mohalla-
Quamruddinganj, At & P.O. Biharsharif, P.S. Laheri, District Nalanda, State
Bihar, Pin-803101.

.... Petitioner/s

Versus

1. **The State of Bihar.**

2. **The Principal Secretary**, Rural works Department, “Vishweshwarraiya
Bhawan”, Bailey Road, Bihar, Patna.

3. **The Engineer in Chief cum Additional Commissioner cum Special
Secretary** Rural works Department, “Vishweshwarraiya Bhawan”, Bailey
Road, Bihar, Patna.

4. **The Chief Engineer-I**, Rural Works Department, “Vishweshwarraiya
Bhawan”, Bailey Road, Bihar, Patna.

5. **The Superintending Engineer**, Rural works Department, Works Circle,
Patna.

6. **The Executive Engineer**, Rural Works Department, Works Division,
Biharsharif, (Nalanda).

.... Respondent/s

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL JUDGMENT

2 29-01-2015 Heard learned counsel for the parties.

Learned counsel for the petitioner at the outset as

with regard to the following relief prayed in this writ

application:-

*“For commanding and directing to the concerned
respondent to refund the Security deposit amount as well as
all admissible dues amount to the petitioner immediately after
closing the agreement no. 05F2 of 2007-08, which relates to
work namely “**Construction of Road under MMGSY from
Mirdad to Mananki Via Baswan Bigha for the year 2007-
08**”, because the said work could not be completed within
time due to latches on the part of respondent and these days
rates of the materials, Labourers are grown up unusually.”*

seeks leave of this Court to withdraw this application in

order to enable the petitioner to move before the competent authority/Tribunal.

While this Court would accord leave to the learned counsel for the petitioner to withdraw this application but it would also make it clear that now the petitioner will have no liberty to move this Court again for the same cause of action.

(Mihir Kumar Jha, J)

Ranjan/-

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