

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2528 of 2013

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Sanjeev Kumar @ Sanjeev Kumar Jha, Son of Sri Srikant Prasad, resident
of Village, P.O. & P.S.- Sonbarsa Raj, District- Saharsa (Bihar)
..... Petitioner.

Versus

1. Bihar State Electricity Board, through Chairman, Patna
 2. The Electrical Superintending Engineer, Electric Supply Circle, 132-133
Greed Sub. Station, Saharsa
 3. The Electrical Executive Engineer, Electric Supply Division, Saharsa
 4. The Electrical Assistant Engineer, Electric Supply Sub-Division,
Saharsa (Urban)
 5. The Electrical Junior Engineer, Electric Supply Section (West), Saharsa
..... Respondents
- =====

Appearance :

For the Petitioner/s : Mr. Dr. Rajesh Kumar Singh
For the Respondent/s : Mr. Vinay Kirti Singh

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**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH**
ORAL ORDER

4 10-08-2015 At one time, the Bihar State Electricity Board

(hereinafter referred to as “the Board”) outsourced the work of

meter-reading and the petitioner along with others were given

franchise on payment of some commission for recording the

meter-reading and collecting electric bills and depositing the same

along with other ancillary works.

2. The petitioner was appointed as franchise/agents of

11 KV Feeder in the town of Saharsa falling under Electric Supply

Sub-Division, Saharsa for a period from April 2008 to February,

2009.

3. After completion of work, the petitioner submitted

his bills/claims of Rs.1,82,994/- as commission payable by the



Board for the period from April 2008 to February, 2009. The bills were endorsed by the Junior Electrical Engineer and the Assistant Electrical Engineer, Electric Supply Sub-Division, Saharsa (Urban) (Annexure-2 Series). However, the Electrical Executive Engineer, Saharsa did not endorse the bills. The petitioner, as such, has prayed for payment of the bills, which is pending since 2009.

4. A counter affidavit has been filed on behalf of the respondents stating that the petitioner did not submit the bills before the Electrical Superintending Engineer or Electrical Executive Engineer.

5. It appears that in similar circumstances, one Vijay Kumar @ Vijay Kuamr Singh moved this Court in C.W.J.C. No. 17576 of 2012 for payment of the commission amount. The writ application was disposed of on 19.09.2012 with a direction to the respondents to pay the admissible amount of bills within a period of three months from the date of receipt/production of a copy of this order, failing which, the respondent shall be liable to pay an interest on the amount, at the rate of 12% compoundable yearly from the pocket.

6. This writ application is disposed of with a direction to respondent nos. 2 and 3 to ensure the payment of the

admissible bills of the petitioner within a period of three months from the date of receipt/production of a copy of this order, failing which, an interest on the amount, at the rate of 12% compoundable six monthly would be paid from their pockets.

7. It goes without saying that the bills, which are not admitted, need not be paid.

8. With the aforesaid observation this application stands disposed of.

(Samarendra Pratap Singh, J.)

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