

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.21744 of 2014

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Manoj Kumar Singh, Son of Late Jai Mangal Singh, Resident of village-Danhara,
P.S. -Shyampur, Bhatahan, District-Sheohar.

.... Petitioner

Versus

1. The State of Bihar, through the Secretary, Road Construction Department, Bihar, Patna.
2. Chief Engineer, National Highway Division, Road Construction Department, Bihar, Patna.
3. Superintending Engineer, National Highway, Circle Darbhanga.
4. Executive Engineer, National Highway Division, Jaynagar.
5. Assistant Engineer, National Highway Division, Sub Division No.1, Jaynagar.

.... Respondents

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Appearance :

For the Petitioner : Mr. Virendra Kumar, Advocate

For the Respondents: Mr. Pushkar Narain Shahi, AAG10

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 13-01-2016

Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ petition has been filed for a direction
to the respondents to make payment of the amount claimed by the
petitioner to be due to him pursuant to work having been completed in
terms of the work awarded in favour of the petitioner.

3. It is submitted on behalf of the petitioner that despite
having completed the work during the time and the bills submitted for
the same, payments have not been received by the petitioner.

4. In the above view of the matter, this writ petition is
disposed of with consent of the petitioner, granting him liberty to

approach the Executive Engineer, National Highway Division, Jaynagar (Respondent No. 4) with a fresh representation for redressal of his grievances. If any such representation is filed within a period of two weeks from today, the same shall be considered and disposed of, ensuring payment to the extent found due to the petitioner, within a period of six weeks from the date of receiving the petitioner's representation. Any delay in payment of the admitted amount beyond the stipulated period as stated above, shall entitle the petitioner to receive payment together with simple interest at the rate of 9% per annum on the admitted dues calculated from the date when the amount became due till the date of its actual payment. In case the petitioner's claim is found inadmissible, whether in whole or in part, the petitioner's representation shall be disposed of by a speaking order in that regard.

5. It is made clear that this Court is not expressing any opinion on the merits of the claim of the petitioner.

(Vikash Jain, J)

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