

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 15180 of 2015

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Brajesh Kumar, Son of Sri Ramashrey Prasad, resident of village Chauria Tola,
P.O. Dhum Nagar, P.S. Jagdishpur, District West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar- through its Chief Secretary.
2. Road Construction Department, Government of Bihar- through its Principal Secretary.
3. Engineer-in-Chief-cum-Additional Commissioner-cum-Special Secretary, Road Construction Department, Bihar, Patna.
4. Secretary to the Engineer-in-Chief, Road Construction Department, Bihar, Patna.
5. Rural Works Department, Government of Bihar- through its Principal Secretary, Patna.
6. Engineer-in-Chief, Rural Works Department, Government of Bihar, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan Prasad, Advocate.

For the State : Mr. Prashant Pratap, G.P. 6

Mr. Gyan Shankar, A.C. to G.P. 6.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 06-01-2016

Heard learned counsel for the parties.

After some argument learned counsel for the
petitioner seeks permission to withdraw the application in order to
move before the appellate authority under the Bihar Contractors
Registration Rules, 2007.

Accordingly, the writ petition stands disposed off
as withdrawn with the liberty aforesaid.

The Court would only like to indicate that the
appellate authority shall not be guided by the decision contained
in Letter No. 154 dated 18.06.2015 with regard to the period of
blacklisting as the same can only be inflicted for an offence

committed prospectively and not for the period the petitioner is said to have committed the misconduct, which is much prior in time. It will be open to the petitioner to advance all his arguments before the appellate authority. If such an appeal is filed within one month from today along with a copy of this order, the same shall be disposed off by the appellate authority within two months thereafter.

(Ahsanuddin Amanullah, J.)

P. Kumar

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