

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.3543 of 2017

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Subhash Kumar S/o Ram Ekbal Singh, Resident of Village Madhukar Chapra,
P.O. - Sain, P.S. - Kanti, District - Muzaffarpur.

.... Petitioner

Versus

1. The State of Bihar through the Additional Secretary-cum- Engineer in Chief,
Building Construction Department, Bihar, Patna.
2. The Superintending Engineer, Building Construction Department,
Darbhanga Circle, Darbhanga.
3. The Executive Engineer, Building Construction Department, Building
Division, Madhubani.
4. The District Programme Officer, Planning and Accounts, Madhubani.

.... Respondents

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Appearance :

For the Petitioner : Mr. Pradhan Murli Manohar Prasad,
Mr. Pramod Kumar Singh,
Mr. Raju Kumar, Advocates

For the Respondents : Mr. Jitendra Kumar, AC to AAG11

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 30-11-2017

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

2. The present writ petition has been taken up out of turn
on the request of learned counsel for the petitioner for disposal of the
same with a direction to the respondents to pay the admitted dues of
the petitioner.

3. Learned counsel for the petitioner submits that despite
completing the construction work relating to +2 Government Teknath
High School Kapileshwar Asthan, the petitioner has yet to receive the
amount of Rs. 2,55,531/-.

4. Learned counsel for the respondents appears and has
been heard.

5. Having regard to the nature of the grievances of the
petitioner and with consent of the parties this writ petition is disposed



of, granting liberty to the petitioner to approach the Superintending Engineer, Building Construction Department, Darbhanga Circle, Darbhanga (Respondent No. 2) 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 6% 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.

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

(Vikash Jain, J)

B.T/Chandran

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	02.12.2017
Transmission Date	N.A.

