

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1673 of 2016

IN

Civil Writ Jurisdiction Case No. 6291 of 2012

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Abdul Gaffar, aged about 67 years, Son of Md. Hussian Ansari, resident of Mohalla-Neel Kothi, Pali Road, P.S.- Dehri-on-Sone, District- Rohtas.

.... Appellant/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Minor Water Resources, Government of Bihar, Vikas Bhawan, Patna.
3. The Chief Engineer, Minor Water Resources Department (North), Muzaffarpur.
4. The Executive Engineer, Minor Irrigation, Division, Hazipur, District- Vaishali.
5. Sri Ram Gopal Rawat, Son of Not known to the petitioner at present Executive Engineer, Minor Irrigation, Hazipur.
6. Accountant General, Bihar, Patna, Birchand Patel Road, Patna.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Alim Jang Khan

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 14-12-2017

Heard counsel for the appellant.

Perused the order dated 21.07.2016. Refusal of the learned Single Judge entertaining the prayer of the appellant for giving direction for payment of interest for the delayed payment cannot be said to be erroneous since the facts are not open and shut. The delay cannot be said to be attributable only to the respondents, but also to the contribution made by the present appellant.



Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

Arvind/-

AFR/NAFR	
CAV DATE	
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