

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Miscellaneous Jurisdiction Case No.1313 of 2017**

**In**

**Civil Writ Jurisdiction Case No. 3846 of 2008**

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Subhash Prasad Singh Son of Late Bhagwan Singh resident of Village -  
Chhatna, P.S. Parsa Bazar, District - Patna.

.... .... Petitioner/s

Versus

1. The Union of India through the General Manager, Eastern Railway, Hazipur.
2. The Divisional Regional Manager, Eastern Central Railway, Danapur.
3. The Senior Divisional Engineer, Eastern Central Railway, Danapur.
4. The Divisional Engineer, Eastern Central Railway, Danapur.
5. The Assistant Engineer, Eastern Central Railway Line, Patna.
6. The Inspector of Work (I.O.W.) Eastern Central Railway, Jehanabad.

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Dinesh Choudhary

For the Respondent/s : Mr. Anil Kumar Sinha

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**ORAL ORDER**

3      08-11-2017                      The present application has been filed for  
  
modification of the order dated 26.02.2015 passed in Civil Writ  
  
Jurisdiction Case No. 3846 of 2008.

While disposing of the matter, it was indicated  
  
that the matter in issue is with regard to non-payment of  
  
contractual dues, whereas the correct position is that the matter in  
  
issue was pertaining to reference of the dispute for the arbitration.

Accordingly, there is an error in mentioning the  
  
issue which is in fact an issue pertaining to appointment of an  
  
Arbitrator under Clause 41 of the Arbitration Act. Let the same be



read in the order dated 26.02.2015 passed in Civil Writ Jurisdiction Case No. 3846 of 2008.

With the aforesaid modification and correction in the order dated 26.02.2015 passed in Civil Writ Jurisdiction Case No. 3846 of 2008, the application stands disposed of.

**(Rajendra Menon, CJ)**

Shageer/-

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