

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.481 of 2016
IN
Civil Writ Jurisdiction Case No. 4213 of 2015**

- =====
1. The State of Bihar, through the Principal Secretary, Water Resources Department, Government of Bihar, Patna.
 2. The Engineer in Chief (North), Water Resources Department, Government of Bihar, Patna.
 3. The Superintending Engineer, Planning and Monitoring, Patna, Water Resources Department, Government of Bihar, Patna.
 4. The Chief Engineer, Water Resources Department, Purnia.
 5. The Engineer-in-Chief (Central), Water Resources Department, Government of Bihar, Patna cum Registration Authority

.... Appellant/s

Versus

1. KNR - JKM - KAMLA (JV) having its Corporate Office at C -84, Grater Kailash I, New Delhi 110048, through its authorized signatory Abhay Kumar Mishra, son of Sri Chandra Mishra, resident of Sankat Mochan Nagar, New Police Line, P.S. Nawada, District- Ara, Bihar.

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Nishant Kumar Jha, Advocate
For the Respondent/s : Mr. Prabhat Ranjan, Advocate
Mr. Chandan Kumar, Advocate

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 24-04-2017

Having heard learned counsel for the parties, we find that the learned Writ Court has only relegated the matter to be considered by a statutory dispute resolution tribunal namely, the 'Bihar Public Works Contract Dispute Arbitration Tribunal' where the matter is pending under the Bihar Public Works Contracts Disputes Arbitration Tribunal Act, 2008 and has directed the



petitioner to approach the Tribunal for disposal of the matter.

Prima facie, finding the suspension to be not in accordance with law, we see no reason to make any indulgence in the matter.

Parties have liberty to ventilate their grievances before the Tribunal and, therefore, at this stage no indulgence is called for. With the above, this appeal is disposed of.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

K.C.jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	26.4.2017
Transmission Date	N/A

