

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5108 of 2018

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Ashish Kumar son of Jagdish Prasad Jaiswal resident of Mohalla - Nalband Tola,
P.O. + P.S. + District - Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Water Resources Department, Government of Bihar, Patna.
3. The Engineer-in-Chief, Flood Control, Bihar, Patna.
4. The Chief Engineer, Irrigation, Dehri.
5. The Chief Engineer, Flood Control Dehri, now shifted to Patna.
6. The Superintending Engineer, Flood Control Circle, Buxar.
7. The Executive Engineer, Flood Control Division, Buxar Circle, Buxar.
8. The Technical Officer, Flood Controller Division, Buxar.
9. The Assistant Engineer, Flood Controller Sub-Division, Raghunathpur, Buxar.
10. The Assistant Engineer, Flood Control Sub-Division, Buxar.
11. The Assistant Engineer, Flood Control Sub-Division, Dumraon, Buxar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Kanhaiya Pandey

For the Respondent/s : Mr. HARISH KUMAR -GP8

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 05-07-2018

Heard learned counsel for the petitioner and learned
Counsel for 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
having completed the contract work in pursuance of agreement no.
12F2/2014-15, 13F2/2014-15 and 17F2/2014-15 only part payment has
been made and a large portion of the amount due to the petitioner



remains outstanding despite the order of the appellate authority under Public Grievances Redressal (Annexure-13).

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 the consent of the parties this writ petition is disposed of, granting liberty to the petitioner to approach the Executive Engineer, Flood Control Division, Buxar Circle, Buxar (Respondent No. 7) 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)

Chandran/BT

AFR/NAFR	NAFR
CAV DATE	NA
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