

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7020 of 2018

=====

M/s TECSOL SIERRA Engineering & Construction LLP., #187, 1st Main, 1st Cross, Lower Palace Orchards, Bangalore- 560003 through authorized signatory, A.C. Dhanshankar, aged about 52 years, son of Late B.S. Channappa, resident of 187, 1st Floor, Lower Palace Orchards, District- Bengaluru- 560003.

.... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Energy Department, New Secretariat, Government of Bihar, Patna.
2. The Principal Secretary, Energy Department, New Secretariat, Government of Bihar, Patna.
3. The Bihar State Hydroelectric Corporation Ltd., a Government of Bihar Enterprise through its Managing Director having its office at 2nd Floor, Sone Bhawan, Patna.
4. The Managing Director, Bihar State Hydroelectric Power Corporation Ltd., a Government of Bihar Enterprise having its office at 2nd Floor, Sone Bhawan, Patna.
5. The Chief Engineer (Electrical), Bihar State Hydroelectric Power Corporation Ltd., a Government of Bihar Enterprise having office at 2nd Floor, Sone Bhawan, Patna.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjeet Kumar, Adv

For the Respondent/s : Mr. YOGENDRA PRASAD SINHA -AAG7

=====

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 08-05-2018

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



having completed the contract work of dewatering an amount of Rs. 7,15,89,396/- remains outstanding for payment.

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 Managing Director, Bihar State Hydroelectric Power Corporation Ltd., a Government of Bihar Enterprise having its office at 2nd Floor, Sone Bhawan, Patna (Respondent No. 4) with a fresh representation for redressal of its 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
Uploading Date	17.05.2018
Transmission Date	NA

