

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1093 of 2017

In
Civil Writ Jurisdiction Case No.12735 of 2013

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1. The State of Bihar through the Chief Secretary, Government Of Bihar, Patna
 2. The Secretary, Road Construction Department, Government Of Bihar, Bishweshwaraiya Bhawan, Bailey Road, Patna
 3. The Engineer-In-Chief-Cum-Additional Secretary-Cum-Special Secretary Road Construction Department, Government Of Bihar, Bishweshwaraiya Bhawan, Bailey Road, Patna
 4. The Chief Engineer, South Bihar (Traffic) Sub-Wing, Road Construction Department, Bihar, Patna
 5. The Chief Engineer (Traffic)-Cum-Conducting Officer, North Bihar, Sub-Wing, Road Construction Department, C.D.O. Building, Bishweshwaraiya Bhawan, Bailey Road, Patna
 6. The Superintending Engineer, Central Road Circle, Road Construction Department, Bihar, Patna
 7. The Executive Engineer, New Capital Road Division, Road Construction Department, Patna- District- Patna
 8. The Assistant Engineer, New Capital Road Sub Division No. 2, Road Construction Department, Patna

... .. Appellant/s

Versus

Anil Kumar Singh Son of late Tej Narayan Singh Resident Of Village- Benaut, P.O. Saran, P.S. Rasulpur, District- Saran At Chapra presently posted as Estimator, Central Circle, Road Construction Department, Chhajubag, Patna

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Prabhat Ranjan Singh
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date : 09-05-2018

Heard learned Additional Advocate General-15 for the
State and counsel for the private respondent.

Since the learned Single Judge in his wisdom has
decided to remand the matter for a fresh consideration by the



Principal Secretary, Road Construction Department to examine the case and take action in accordance with law, let it be clarified that the Principal Secretary, Road Construction Department will have freedom to examine the matter objectively in the entirety of the materials and evidence which culminated into initial orders of punishment. The observation and finding in reaching the conclusion by the learned Single Judge for passing the order of remand will be limited to the adjudication of the case which led to remand before the Principal Secretary, Road Construction Department.

Appeal stands disposed off with the above observation.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Rajesh/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	15.05.2018
Transmission Date	NA

