

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.18407 of 2017

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Luxmi Construction & Electrical Works, Ward No. 20, House No. 395,
Laxmipur, Siswan Road, Siwan, Bihar - 841226 through its attorney
Chandradeep Singh Son of Late Girdhari Singh Resident of Village - Pahleipur,
P.S. - Gorla Kothi, District - Siwan.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Urban Development and Housing Department, Government of Bihar, Patna.
2. The Special Secretary, Urban Development and Housing Department, Government of Bihar, Patna.
3. The District Magistrate, Aurangabad.
4. The Nagar Parishad, Aurangabad through its Executive Officer.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Nikesh, Adv
For the Respondent/s : Mr. YOGENDRA PRASAD SINHA - AAG7
For Nagar Parishad : Mr. Surendra Prasad Singh, Adv

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 20-02-2018

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 in question an amount of Rs.
12,38,514.30 remains outstanding to be paid against the bills of the
petitioner.

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 District Magistrate, Aurangabad (Respondent No. 3) with a 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	24.02.2018
Transmission Date	NA

