

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10883 of 2017

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Deepak Kumar S/o Shri Rama Shankar Ram, Resident of Chhoti Marai
Dhagamati, Nagar Thana Hajipur, District-Vaishali

.... Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Building Construction Department, Govt. of Bihar,
Patna
3. The Collector cum District Magistrate, Vaishali
4. The Executive Engineer Vaishali Building Division, Hajipur, District-Vaishali

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Braj Kishore Singh Chouhan, Adv

For the Respondent/s : Mr. CHITTRANJAN SINHA (PAAG2)

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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, the petitioner has only
received part payment and an amount of Rs. 98,663/- is still due as
evident from the letter dated 19.11.2016 issued by the Executive
Engineer, Vaishali Building Division, Hajipur, District Vaishali (Annexure-
3).

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, Vaishali Building Division, Hajipur, District Vaishali (Respondent No. 4) 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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Transmission Date	NA

