

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Miscellaneous Jurisdiction Case No. 3743 of 2018**

**Arising out of**

**Civil Writ Jurisdiction Case No. 1791 of 2008**

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Birendra Kunwar Son of Late Chandradeo Kunwar, Resident of Village-  
Mahishi, Police Station- Bibhutipur, District- Darbhanga (Now- Samastipur).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Mr. Amir Subhani, I.A.S. at present posted as Principal Secretary, General Administration Department, Government of Bihar, Patna.
3. Mr. Jitendra Srivastava, I.A.S. presently posted as Principal Secretary, Public Health Engineering Department, Government of Bihar, Patna.
4. Mr. Satish Chandra Mishra, presently posted as Engineer-in-Chief cum Special Secretary, Public Health Engineering Department, Government of Bihar, Patna.
5. Mr. Ashok Kumar Singh, presently posted as Regional Chief Engineer, Public Health Engineering Department, Government of Bihar, Patna.
6. Mr. Ashok Kumar presently posted as Superintending Engineer, Public Health Engineer Circle, Darbhanga, District- Darbhanga.
7. Mr. Dheeraj Kumar Singh, presently posted as Executive Engineer, Public Health Engineering Division, Samastipur, District- Samastipur.

... .. Opposite Party/s

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**Appearance :**

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|----------------------|---|-------------------------------------------------------------|
| For the Petitioner/s | : | Mr. Gyanand Roy, Advocate                                   |
| For the State        | : | Mr. P. K. Verma,, AAG 3 with<br>Mr. S K Sharma, AC to AAG 3 |

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**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN  
AMANULLAH**

**ORAL JUDGMENT**

**Date : 24-09-2019**

Heard learned counsel for the petitioner and learned AC  
to AAG 3 for the State.

2. Pursuant to order dated 02.09.2019, the Engineer in  
Chief-cum-Special Secretary, Public Health Engineering



Department, Government of Bihar is present in Court and has filed supplementary show cause.

3. From the pleadings and materials on record, the Court finds that the order dated 28.06.2017 passed in CWJC No. 1791 of 2008, has been complied with, though making it subject to the decision in LPA No. 185 of 2018, which cannot be faulted.

4. Accordingly, the application stands disposed off.

5. However, it shall be open to the petitioner to file representation before the competent authority if he finds any error in the calculation made with regard to such payment which, if filed, shall be looked into and appropriate order passed.

6. Personal appearance of the officer stands dispensed with.

**(Ahsanuddin Amanullah, J.)**

P. Kumar

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