

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.792 of 2018

In

Civil Writ Jurisdiction Case No.8056 of 2018

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Ramakant Singh Hotels Pvt. Ltd. through its Director Ramakant Singh, Son of Late Ram Khelawan Singh, Resident of Flat No. 101, Lotus Apartment, New Patliputra Colony, P.S.- Patliputra, District and Town- Patna.

... .. Petitioner-Appellant/s

Versus

1. The State of Bihar through the Secretary, Department of Tourism, Bihar Old Secretariat, Patna.
2. The Secretary, Department of Tourism, Bihar Old Secretariat, Patna.
3. The Director, Department of Tourism, Government of Bihar Old Secretariat, Patna.
4. The Bihar State Tourism Development Corporation Limited (A Govt. of Bihar Undertaking) through its Managing Director, Birchand Patel Path, Patna.
5. The Managing Director, Bihar State Tourism Development Corporation Limited (A Govt. of Bihar undertaking) Birchand Patel Path, Patna-800001 (Bihar).
6. The General Manager, Bihar State Tourism Development Corporation Limited (A Govt. of Bihar Undertaking), Tourist Complex, Bodhgaya (Bihar).
7. The Manager, Bihar State Tourism Development corporation Limited (A Govt. of Bihar undertaking) , Tourist Complex, Bodh Gaya, (Bihar).
8. The Patliputra Entertainments Pvt. Ltd. through its Director, Registered address is 301, Maharaja Kameshwar Complex Fraser Road, Patna, Bihar-800001.
9. The Chief Secretary, Government of Bihar, Old Secretariat, Patna.

... .. Respondents- Respondent/s

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Appearance :

For the Appellant/s : Mr. S. D. Sanjay, Senior Advocate
Mr. Lal Babu Singh, Advocate

For the State : Mr. Durgesh Nandan -AAG 14
Mr. Jitendra Kumar, AC to AAG-14

For the BSTDC : Ms. Anukriti Jaipuriyar, Advocate
Mr. Anshuman Jaipuria, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER



(Per: HONOURABLE THE CHIEF JUSTICE)

3 17-07-2019 Having heard learned counsel for the parties, the only prayer made is that the costs imposed were not warranted on the facts of the case as the appellant was pursuing his bonafide litigation. The learned Single Judge has recorded a finding that the appellant had continued to run his business even after the expiry of the period of contract which fact could not be disputed by him, and it is thereafter that costs were imposed.

We are of the opinion that the costs appear to be on the higher side keeping in view the facts and circumstances of the case which we hereby reduce to Rs.25,000/- only.

The order of the learned Single Judge imposing costs stands modified accordingly.

Disposed of.

(Amreshwar Pratap Sahi, CJ)

(Anjana Mishra, J)

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