

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.25623 of 2019

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Chandradeo Prasad, Son of Late Ramaji Prasad, Resident of Mohalla- 44 GH,
Kagaji Muhalla, Ward No. 15, P.O. and P.S.-Bihar Sharif, District- Nalanda-
803118.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Rural Works Department,
Vishweshwaraiya Bhawan, Bailey Road, Patna-15.
2. The Secretary, Rural Works Department, Vishweshwaraiya Bhawan, Bailey
Road, Patna-15,
3. The Engineer-In-Chief, Rural Works Department, Vishweshwaraiya
Bhawan, Bailey Road, Patna-15.
4. The Chief Engineer-1, Rural Works Department, Vishweshwaraiya Bhawan,
Bailey Road, Patna-15.
5. The Superintending Engineer, Rural Works Department, Works Circle,
Nalanda at Biharsharif-803101.
6. The Executive Engineer, Rural Works Department, Works Division, Rajgir.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Manish Sahay, Advocate
For the Respondent/s : Mr. P.N. Shahi (AAG-6)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 20-12-2019 Heard learned counsel for the petitioner and the
respondents.

The grievance of the petitioner in the present writ
application is non-payment of dues even after measurement of
work done by him.

In commercial transaction, the Court is reluctance in
passing specific order, however, if the petitioner has carried out
the work in terms of the agreement, it shall be open for the
petitioner to approach the respondent no.2 (the Secretary, Rural



Works Department), who shall be under obligation to verify the claim of the petitioner and if the petitioner has carried out the work in terms of the agreement, he shall see that the payment is made in terms of the agreement at the earliest preferably within a period of six months from the date of receipt/production of a copy of this order.

It is made clear that this Court has not gone into the merit of the claim, as completion of work and the quality of work.

With the aforesaid, the writ application is disposed of.

(Anil Kumar Upadhyay, J)

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