

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5504 of 2020

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Ritu Devi @ Ritu Kumari Mukhia @ Ritu Kumari wife of Manoj Kumar
resident of Jai Prakash Nagar, P.s.- Sadar, District- Ranchi (Jharkhand) at
present residing at Nowagarhi, Uttari Gram Panchayat, Sadar Block, P.s.-
Muffasil, District- Munger

... .. Petitioner/s

Versus

1. The State of Bihar through Collector, Munger
2. The Secretary, Rural Works Department, Bihar, Patna
3. The Deputy Development Commissioner, Munger
4. The Executive Engineer, Rural Works Department, Munger
5. The Block Development Officer, Sadar, Munger
6. The Sanjay Choudhary son of late Jagdambi Choudhary resident of village
Charoun, District- Munger

... .. Respondent/s

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(The proceedings of the Court are being conducted through Video
Conferencing and the Advocates joined the proceedings through Video
Conferencing from their residence.)

Appearance :

For the Petitioner/s : Mr.Diwakar Sinha
For the Respondent/s : Mr.Pushakar Narain Shahi (Aag6)

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 22-12-2020

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

- "(A) A writ in the nature of mandamus or any other
appropriate writ, order, direction commanding the
respondents to ensure the work be done in terms of Tender
Notice No. RWD/NABARD/ET/13/2018-19 as published in
Dainik Jagran News Paper dated 20.01.2019 relating to
construction of Road under Sadar Block Munger from Gaira
Pahar Mor to Pipardah River Via Charoun.
- (B) A writ in the nature of mandamus or any other appropriate
writ order direction commanding the respondents not to do



construction work in deviation of the allotted work."

After the matter was heard for some time, learned counsel for the petitioner submits that petitioner shall be content if a direction is issued to the concerned respondents to consider and decide the representation which the petitioner shall be filing for redressal of the grievance(s).

State has no objection to the same.

As such, petition is disposed of in the following terms:

The petitioner shall file a representation before the authority concerned within a period of eight weeks.

The concerned respondent is directed to consider and decide such representation expeditiously and preferably within a period of two months from the date of its filing along with a copy of this order.

The proceedings, during the time of current Pandemic-Covid-19 shall be conducted through digital mode, unless the parties otherwise mutually agree to meet in person i.e. physical mode.

Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law.



We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch.

Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing be afforded to the parties.

Liberty reserved to the petitioner to approach the Court, if the need so arises subsequently on the same and subsequent cause of action.

We have not expressed any opinion on merits.

The petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, also stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

veena/rrajiv-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	NA

