

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18443 of 2018

Shahid Alam, Son of Late Mov Muslim, Resident of Village- Tegharia, P.O.-
Kanhaiya Bari, P.S.- Kochadhaman, District- Kishanganj.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Road Construction Department (Road), Patna-800001.
3. The Chief Engineer, Road Construction Department (Road), Patna- 800001.
4. The District Magistrate, Kishanganj.
5. The Sub-Divisional Officer, Kishanganj, District- Kishanganj.
6. The Superintending Engineer, Road Construction Department (Road), M Kishanganj.
7. The Executive Engineer, Road Construction Department (Road) Kishanganj, District- Kishanganj.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Najmul Hoda, Advocate

For the Respondent/s : Mr.Raj Ballabh Prasad Yadav, AAG-11

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 06-01-2020 The petition filed on 12.09.2018 is listed for hearing
for the first time today before the Court.

Heard learned counsel for the petitioner and learned
counsel for the respondents.

Petitioner has prayed for the following relief/s:

“For a direction to the respondent authorities to
construct/repair the road in question without raising
its height taking into consideration the height/level
of the large number of houses and markets situated
in the Janta Kanhaiyabari Township on the road and
the convenience of the people of the locality in the
circumstances set forth below.”



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 making afresh within a period of four weeks from today.

Learned counsel for the State states that upon receipt of such request, if any, the same shall be dealt with in accordance with law, expeditiously and positively within a period of three months from the date of receipt thereof.

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.

The petition stands disposed of in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

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