

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.2194 of 2016

In
Civil Writ Jurisdiction Case No.8031 of 2012

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1. The State Of Bihar
 2. The Principal Secretary, Rural Work Department, Government of Bihar, Patna.
 3. The Engineer-in-Chief, Rural Works Department, Government of Bihar, Patna.
 4. The Chief Engineer, Rural Work Department, Division III, Patna.
 5. The Superintendent Engineer, Rural Work Department, Darbhanga.
 6. The Executive Engineer, Rural Work Department, Works Division, Rosera, District- Samastipur.

... .. Appellant/s

Versus

M/s B S S Projects Private Ltd.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Ranjeet Kumar, Adv.
For the Respondent/s : Mr.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

9 08-01-2020 Heard learned counsel for the appellant and learned
counsel for the respondents.

This Letters Patent Appeal is being filed against the judgment dated 03.08.2016 passed by a learned Single Judge of this Court in CWJC No. 8031 of 2012 whereby the Court has set aside the part of the impugned order dated 11.04.2012 issued by the Executive Engineer, Rural Works Department, Works Division, Rosra and part of the order dated 07.12.2011 passed by the Empowered Standing Committee and thereby has issued



direction to the respondent authorities to refund the amount of security deposit to the petitioner.

Respondent has chosen not to contest the writ petition/appeal despite service of notice.

We do not find any reason sufficient enough to interfere with the impugned judgement dated 3.8.2016. However, we clarify that it shall be open for the appellant herein to take appropriate action in accordance with law after affording opportunity of hearing to the parties concerned.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

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