

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9434 of 2020

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M/s Krishnaraj Engicon Pvt. Ltd., having its registered office at Raj Complex, Flat No. 301 E- Block, 90 Feet Road, Kankarbagh, Patna through its Director namely Rekha Kumari, aged about 38 years, (Female), Wife of Brajesh Kumar, Resident of House No. 33 Mehi Marshi, Ashram, East of Block, Mohalla- Ram Nagar, P.O. and P.S. and District- Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Public Health Engineering Department, Govt. of Bihar, Patna.
2. The Secretary, Public Health Engineering Department, Govt. of Bihar, Patna.
3. The Zonal Chief Engineer, Public Health Engineering Zone, Patna.
4. The Superintending Engineer, P.H. Circle, Sasaram at Rohtas.
5. The Executive Engineer, P.H. Division, Sasaram at Rohtas.
6. The Assistant Engineer, P.H. Sub Division, Dehri.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar, Advocate
For the Respondent/s : Mr. U.P. Singh, AC to SC 4

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CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA

and

HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

Date : 15-11-2021

At the outset, learned counsel for the respondents states that third party right has been created and work has been completed by another Contractor. The only grievance is now for refund of the earnest money and in case, petitioner files a representation, that shall be considered by the concerned authority and decision will be taken at the earliest.



In view of above, we dispose of the writ petition with liberty to the petitioner to file a representation within two weeks. If such representation is filed, the Competent Authority shall decide the same within four weeks thereafter.

The petitioner shall also be at liberty to file a representation regarding forfeiture of the earnest money if any and the same shall also be decided within four weeks thereafter.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

Anjani/-

AFR/NAFR	
CAV DATE	
Uploading Date	22.11.2021
Transmission Date	

