

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.273 of 2020

In

Miscellaneous Jurisdiction Case No.4376 of 2018

Amar Deep Paswan alias Aman Deep Paswan Son of Sri Yogendra Paswan
Resident of Mohallah- Bela Asthan, P.O.- L.N.M.U. Campus Darbhanga,
District- Darbhanga. Presently posted as Executive Engineer, Water
Resources Department, Saharsa (Bihar).

... .. Appellant/s

Versus

1. Sri Yogendra Narayan Singh Son of Late Raghu Nandan Singh Resident of
Village- Gamali, P.S.- Uda Kishanganj, District- Madhepura.
.....opposite party 1st set- respondent 1st set
2. The State of Bihar through the Collector, Madhepura.
3. The Engineer-in-Chief-cum-Special Secretary, Water Resources Department,
Government of Bihar at Patna.
4. The Chief Engineer, Kosi Project, At and P.O. and P.S.- Birpur, District-
Supaul.
5. The Superintending Engineer, Drainage Circle, At and P.S. and District-
Saharsa.

Opposite party II nd set – respondent II nd set

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Dhanendra Chaubey, Advocate
For the Respondent/s : Mr. Anjani Kumar, AAG 4

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

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

Date : 29-07-2021

Heard the parties.

This LPA has been filed for setting aside the order
dated 19.02.2020 passed in M.J.C. No.4376 of 2018 (arising out
of C. Mis. No.892 of 2017) passed by learned Single Judge by
which learned Single Judge dismissed the modification petition.

It is submitted by learned counsel for the State that original order dated 28.08.2018 was passed by learned Single Judge in C. Mis. No.892 of 2017 under Article 227 of Constitution of India against which no LPA was maintainable and appellant filed a modification petition for modification of said order being MJC No.4376 of 2018 which was dismissed by order dated 19.02.2020 against which present LPA has been preferred which is not maintainable.

LPA is dismissed as not maintainable.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.07.2021
Transmission Date	NA