

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4865 of 2021

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Pankaj Kumar Singh Son of Sri Vijay Kumar Singh, Resident of Mohalla -
Udakishunganj Dohatwari, Dohatwari Ward No. 03, P.O. and P.S. -
Kishanganj, District - Madhepura 852220.

... .. Petitioner

Versus

1. The State of Bihar through the Secretary, Building Construction Department,
Vishweshwaraiya Bhawan, Bailey Road, Patna - 15
2. The Secretary, Building Construction Department, Vishweshwaraiya
Bhawan, Bailey Road, Patna - 15
3. The Engineer-in-Chief, Building Construction Department,
Vishweshwaraiya Bhawan, Bailey Road, Patna - 15
4. The Chief Engineer (North), Building Construction Department,
Vishweshwaraiya Bhawan, Bailey Road, Patna - 15.
5. The Superintending Engineer, Building Construction Department, Building
Circle, Saharsa.
6. The Executive Engineer, Building Construction Department, Building
Division, Madhepura.
7. The District Magistrate, Madhepura.
8. The Principal Secretary/Additional Chief Secretary, Revenue and Land
Reforms, Govt. of Bihar, Bihar, Patna.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr. Manish Sahay, Adv.
For the Respondent/s : Mr. Uday Shankar Sharan Singh (GP-19)

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
and
HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH)

Date : 02-08-2022

The petitioner has filed the present application for
directing the respondents-State to pay admissible amount
relating to work, namely, "Construction of Model Rajswa Gram
Kachahari Bhawan at Udakishunganj Block in Madhepura



District for the year 2016-2017". The petitioner has further prayed for directing the respondents to pay interest at the rate 12% per annum upon the admitted amount from the date it became due till the date of its realization.

2. Vide order dated 21.04.2022, the Chief Secretary, Bihar was directed to examine the petitioner's claim and the stand which is taken by the various departments of the State of Bihar including the District Magistrate, Madhepura and file affidavit in this regard. Pursuant to the aforesaid order dated 21.04.2022 passed by this Court, the petitioner has been paid Rs. 7,67,524/- towards the payment of the due bill.

3. Mr. Uday Shankar Singh, learned counsel appearing for the State submitted that since the due amount of the petitioner has already been paid, the writ petition has become infructuous.

4. In reply, the learned counsel for the petitioner submitted that the payment was belatedly made to the petitioner after six years. He contended that the petitioner is also entitled to interest over the delayed payment.

5. Be that as it may, we dispose of the writ petition with liberty to the petitioner to seek appropriate remedy under the ordinary civil law for the redressal of his grievance so far as



the payment of interest over the delayed payment of the due amount is concerned.

(Ashwani Kumar Singh, J)

(Shailendra Singh, J)

rohit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	05-08-2022
Transmission Date	NA

