

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1246 of 2022

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Lavkush Anupam Son of Late Lakshman Singh Resident of Village-
Akhlaspur, Police Station- Bhabua, District- Kaimur, Bhabua.

... .. Petitioner/s

Versus

1. The State of Bihar through Rural Works Department, Government of Bihar, Vishweshwaraiya Bhawan, Jawaharlal Nehru Marg, Patna, Bihar- 800001.
2. The Secretary, Rural Works Department, Government of Bihar, Vishweshwaraiya Bhawan, Jawaharlal Nehru Marg, Patna, Bihar- 800001.
3. The Additional Chief Secretary, Rural Works Department, Government of Bihar, Vishweshwaraiya Bhawan, Jawaharlal Nehru Marg, Patna, Bihar- 800001.
4. The Engineer-in-Chief, Rural Works Department, Government of Bihar, Vishweshwaraiya Bhawan, Jawaharlal Nehru Marg, Patna, Bihar- 800001.
5. The Executive Engineer, Rural Works Department, Work Division, Bhabua, Kaimur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Respondent/s : Mr. Pawan Kumar, A.C. to A.G.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

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(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/ Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

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Date : 13-05-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-



- i. In the nature of mandamus, directing the respondents to construct a bridge over Kukanahiya River situated in between of Bhabua Mohania Road to Kori village via Jhengari Dihara;
- ii. And/or for any other relief[s] for which the Petitioner may be found entitled to in the facts & circumstances of the present case.

In the supplementary counter affidavit dated 05.05.2022 filed on behalf of Respondent Nos. 1 to 5, it stands averred in Paragraph No. 8 as under:-

“8. That it is further submitted that as the alignment of road including the bridge comes under the jurisdiction of the present respondent department so pursuant to the aforesaid letter the present respondent department has come to the decision to construct the bridge over Kukanahiya River situated in between of Bhabua Mohania Road to Kori Village via Jhengari Dihara for which the Engineer-In-Chief, Rural Works, Department, Bihar, Patna vide his letter no. 2042 dated 04.05.2022 has directed the Executive Engineer, Rural Works Department, Works Division, Bhabhua to submit the DPR (including 18 point Check list and Nazri Naksha) after obtaining Technical Approval thereof so that the further process may be initiated.”



In view of the decision now taken by the Government to construct the bridge, we direct that the proposal pending before the authorities be processed and completed within a time bound period, and in any case, not more than six months from today.

We only hope and expect that tender for construction of the work should also be issued and the work completed within a period of one year thereafter.

Liberty reserved to the petitioner to agitate the matter afresh, should the need so arise, either before the authorities or before this Court.

Petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	16.05.2022
Transmission Date	

