

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4515 of 2020

- 1.1. Mosamat Preamsheela Devi wife of Late Birendra Prasad Yadav, resident of Village and P.O.- Rajopatti, Sitamarhi, District- Sitamarhi.
- 1.2. Sri Kartik Kumar son of Late Birendra Prasad Yadav, resident of Village and P.O.- Rajopatti, Sitamarhi, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Road Construction Department, Govt. of Bihar, Vishweshraiya Bhawan, Bailey Road, Patna.
2. The Principal Secretary, Road Construction Department, Govt. of Bihar, Vishweshraiya Bhawan, Bailey Road, Patna.
3. The Engineer-in-Chief, Road Construction Department, Govt. of Bihar, Vishweshraiya Bhawan, Bailey Road, Patna.
4. The Chief Engineer (Traffic), North Bihar Wing, Road Construction Department, Government of Bihar, Patna.
5. The Superintending Engineer, Road Construction Department, North Bihar Circle, Muzaffarpur.
6. The Executive Engineer, Road Construction Department, Road Division, Sitamarhi.
7. The Assistant Engineer, Road Construction Department, Road Sub-Division, Sursand, Sitamarhi.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Raj Kishore Prasad, Advocate
For the Respondent/s : Mr.Uday Shankar Saran Singh (Gp19)

CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA
and
HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

4 28-04-2022 Admittedly, the contract was in between the deceased petitioner and the respondents. Since the petitioner has expired, no cause of action survives. There is no provision for assignment, however the petitioner apprehends that the outstanding dues may not be paid by the respondents.



It is made clear that if there are any outstanding dues, the respondents shall calculate the same and pay to the petitioner at the earliest, in any case, not later than four weeks. In case, there is any further delay in making payment, the amount, if any, shall attract an interest @ 8% per annum.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

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