

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6882 of 2021

Hemant Kumar Son of Gauri Shankar Prasad, Resident of Village - Mauraha
Bridge Bhisra, P.S. - Dumra, Dist. - Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate Sitamarhi, Dist. - Sitamarhi, Bihar.
2. The District Magistrate Sitamarhi, Dist. - Sitamarhi, Bihar.
3. The Executive Engineer Local area engineering Organization work division-1, Sitamarhi, Dist. - Sitamarhi.
4. The Assistant Engineer, Local Area Engineering Organization Work Division- 1, Sitamarhi, Dist. - Sitamarhi.
5. The Junior Engineer, Local Area Engineering Organization Work Division-1, Dist. - Sitamarhi.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate
For the Respondent/s : Mr. Vinay Kirti Singh, GA 02

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 04-01-2022

Heard learned counsel for the parties.

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

1. That this writ application is being filed on behalf of the petitioner above named for issuance of a unit in the nature of mandamus directing and commanding to the respondents authority to make payment of Rs. 3,23,641/- with its permissible bank interest with effect from 13.01.20 on account of the work done by the petitioner of construction of P.C.C of 200'00" from the house of Ram Parikshan Singh to



the house of Sita Ram Prasad Singh Situated under the
Dumra Block under gram Panchayat Raj HariChhapara
Village – Laudih, Dist. – Sitamarhi.

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of three months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of in the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The said authority shall consider and dispose it of



expeditiously by a reasoned and speaking order preferably within a period of three months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(d) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(e) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(f) Liberty reserved to the petitioner to approach the appropriate forum, if the need so arises subsequently on the same and subsequent cause of action;

(g) We have not expressed any opinion on merits. All issues are left open;

(h) The proceedings, during the time of current Pandemic- Covid-19 shall be conducted through digital mode, unless the parties otherwise mutually agree to meet in person i.e. physical mode;



The petition stands disposed of in the aforesaid terms.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/KC Jha

AFR/NAFR	
CAV DATE	
Uploading Date	07.01.2022
Transmission Date	

