

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4370 of 2022

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Kamlakar Tiwari, S/o Ashok Tiwari, R/o Ward No. 19, Tiwari Tola, P.S. -
Bhabua, District - Kaimur at Bhabua.

... .. Petitioner/s

Versus

1. Bhabua Municipality through its Executive Officer, Kaimur at Bhabua.
2. The Executive Officer, Bhabua Municipality, Kaimur at Bhabua.
3. The Members of Standing Committee, Bhabua Municipality Bhabua.
4. The District Magistrate, Kaimur at Bhabua.
5. The State of Bihar, through the Principal Secretary Urban Development Department, Bihar at Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Rajesh Kumar, Advocate Mr. Saroj Kumar Tiwari, Advocate Mrs. Sunita Kumari, Advocate
For the Respondent/s	:	Mr. Subhash Prasad Singh, GA-3 Mr. Vinod Kumar Seth, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 05-05-2022 Heard learned counsel for the parties.

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

- a. To direct the respondent no. 2 The Executive officer to make payment of due amount of Rs. 7,48,500/- only which is due since April 2020 to the petitioner.
 - b. To direct the respondent no.2 to pay the penal interest @ 18 % per annum April 2020 to till payment upon the due amount to him.
 - c. Any other relief's for which the petitioner entitled in the law.



After the matter was heard for some time, finding the Court not to be in favour with the submissions made across the Bar, learned counsel for the petitioner, under instructions, states that the petitioner shall be content if the petitioner is permitted to withdraw the present petition reserving liberty to initiate appropriate proceedings before the appropriate forum and/or take recourse to such other alternative remedies, equally efficacious in law.

Permission granted.

We are sure that as and when any such proceedings are initiated, the same shall be considered and decided in accordance with law.

Needless to add, the authorities/adjudicative body shall pass a reasoned order in accordance with law.

It is made clear that we have not expressed any opinion on merits. All issues are left open.

The petition stands disposed of as withdrawn with the liberty aforesaid.



Interlocutory Application(s), if any, shall stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

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