

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10071 of 2021

Binod Kumar Poddar, Son of Indradev Poddar, Resident of Village- Ward no.-
13, near Harhar Mahadev Chowk, Purvi Kapasya, Nagdah, P.S.- Begusarai,
District- Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar Through Finance Secretary, Government of Bihar, Patna.
2. The Principal Secretary Finance, Government of Bihar, Patna.
3. The District Magistrate Lakhisarai.
4. The Sub Divisional Officer Lakhisarai.
5. The Treasury Officer Lakhisarai.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Abhishek Anand, Advocate Ms. Madhuri Kumari, Advocate
For the Respondent/s	:	Mr. S. Raja Ahmad, AAG-5

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 03-01-2022

The petitioner has prayed for the following relief/s :-

- (A) A writ of Mandamus for direction to the Respondents to pay amount of Rs 2,09,548 in favour of the petitioner in lieu of the services rendered by him in capacity of contractor in lieu of Notification No 448 dated 24.12.2016 issued by the Respondent No 1 along with legal date interest at penal rate till the date of payment thereon.
- (B) Any other relief or reliefs as deemed fit and proper in the facts and circumstances of the Petitioners' case.



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 file a representation before Respondent No. 4 namely, the Sub-Divisional Officer, Lakhisarai, within a period of four weeks from today for redressal of the grievance(s);

(b) The said respondent 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 rises subsequently on the same and subsequent cause of action;

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

The petition stands disposed of in the aforesaid terms.



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

(Sanjay Karol, CJ)

(Sanjeev Prakash Sharma, J)

Ashwini/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	05.01.2022
Transmission Date	

