

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10321 of 2022

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M/s Baban Kumar Singh through its Partner Rajeev Ranjan, (Male), aged about- 37 years, S/o Late Baban Kumar Singh, resident of Mohalla- M.I.G., Housing Board Colony, P.S.- Rampur, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Government of Bihar, Department of Road Construction, Bisheshwariya Bhawan, Bailey Road, Patna.
2. The Engineer in Chief, (Works Division) Department of Road Construction, Bihar, Patna, Bisheshwariya Bhawan, Bailey Road, Patna.
3. The Chief Engineer (South), Department of Road Construction, Bihar, Patna, Bisheshwariya Bhawan, Bailey Road, Patna.
4. The Executive Engineer, Department of Road Construction, Road Division, No.- 1, Gaya, District- Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ravindra Kumar Sinha, Advocate Mr. Dharmendra Kumar Sinha, Advocate
For the Respondent/s	:	Mr. Syed Iqbal Ahmad, SC-20 Mrs. Purpanjali Sharma, A.C. to S.C. 20

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

Date : 10-08-2022

Heard learned counsel for the parties.

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

1. That this writ application is being file in the nature of writ of certiorari for quashing the order dated 13.05.2022 passed by the Executive Engineer, Rural Works Department, Road Division no.-1, Gaya by which and where under the work under RCPLWE Scheme for construction of Road from Mohanpur to Lakhalpur vides (Package No. BR12RCOD2) agreement no. 5SBD/PMGSY/2019-20, and for issuance any appropriate writ or writs, order or orders, direction or directions as your lordships may deem fit and proper.



After the matter was heard for some, finding the Court not to be in favour with the submissions made across the Bar, learned counsel for the petitioner, under instructions, seeks permission to withdraw the present petition reserving liberty to take recourse to such other remedies, as are otherwise available, in accordance with law.

Permission granted.

We are sure that as and when any such proceedings are initiated, before the appropriate forum/Tribunal, the same shall be considered and decided expeditiously, in accordance with law.

Needless to add, period for which the petitioner has been pursuing the matter before this Court, shall be excluded for the purpose of computing limitation.

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

AFR/NAFR	
CAV DATE	
Uploading Date	11.08.2022
Transmission Date	

