

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10999 of 2022

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

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Advocate
For the Respondent/s : Mr.Abbas Haider (SC 6)

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

Date : 12-08-2022

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. 7,49,500/- 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, learned counsel
for the petitioner, seeks permission to withdraw the present

petition with liberty to take recourse to such equally, efficacious alternative remedies as are otherwise available in accordance with law.

Permission granted.

This petition is disposed of as withdrawn with the aforesaid liberty.

We clarify that we have not adjudicated the dispute on merits. All questions of fact and law are left open to be agitated and adjudicated before the appropriate forum in appropriate proceedings.

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.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

veena/rajiv-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	