

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11373 of 2022

Bhagirath Prasad Yadav Son of Hardeo Yadav, Resident of- ward No. 14,
Near Petrol Pump, Dhapri, P.S. Jhajha, District- Jamui.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Rural Works Department, Govt. of Bihar, Patna.
2. The Engineer in Chief, Rural Works Department, Govt. of Bihar, Patna.
3. The Chief Engineer, Rural Works Department, Govt. of Bihar, Patna.
4. The Executive Engineer, Rural Works Department, Govt. of Bihar, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Sarveshwar Tiwary, Adv
For the Respondent/s	:	Mr.Kumar Alok (SC7)

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

Date : 17-08-2022

Heard learned counsel for the parties.

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

1. That, this writ application is being filed for issuance of an appropriate writ/writs order or orders in the nature of mandamus for directing and commanding the respondents for the payment made against the petitioner on the work done by the petitioner in the Rural works division Jamui under the Prime Minister village Road Yojna for construction of the Sondipi Karmatanr Road to Thari Package NO. BR15R-23-18 total length 12 km under the agreement no. 02 (PMGSY) 2017-18 and further for any other appropriate relief or reliefs for which the petitioner is entitled from the facts and circumstances of this case.

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, more so in view of the disputed question of fact, fairly states that petitioner be permitted to take recourse to such equally, efficacious alternative remedies as are available in accordance with law.

Permission granted.

Petition stands disposed of in the aforesaid terms.

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.

Petition stands disposed of in the aforesaid terms.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	NA