

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.11483 of 2022**

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Kumar & Associates opposite Goenka College Gate, Main Road, Police Station- Sadar, Sitamarhi, through its Proprietor Vagish Kumar, Male, aged about 61 years, Son of Late Sitaram Muradpuri, Opposite Goenka College Gate, Main Road, Police Station- Sadar, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The Bihar Rajya Pul Nirman Nigam Limited Patna through its Managing Director, Bihar Rajya Pul Nirman Nigam Limited, 7, Sardar Patel Marg, Patna.
2. The Managing Director, Bihar Rajya Pul Nirman Nigam Limited, 7, Sardar Patel Marg, Patna.
3. The Chairman, Bihar Rajya Pul Nirman Nigam Limited, 7, Sardar Patel Marg, Patna.
4. The Deputy Chief Engineer, Bihar Rajya Pul Nirman Nigam Limited, Work Circle- 01, Patna.
5. The Senior Project Engineer, Bihar Rajya Pul Nirman Nigam Limited, Work Division, Muzaffarpur.
6. The Senior Project Engineer, Bihar Rajya Pul Nirman Nigam Limited, Work Division, Sitamarhi.

... .. Respondent/s

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**Appearance :**

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| For the Petitioner/s | : | Mr.Ajey Kumar, Advocate                  |
| For the Respondent/s | : | Mr.Lalit Kishore, AG                     |
|                      |   | Mr. Rabindra Kumar Priyadarshi, Advocate |

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

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**(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/ Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)**

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**Date : 12-08-2022**

Heard learned counsel for the parties.



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

1. That this is an application for issuance of a writ of mandamus directing/commanding the Respondents to make payment of Rs. 4,29,425/- with interest @ 18% per annum until its payment without any further delay for the work done by petitioner pursuant to work order dated 24.09.2012 (Annexure-1), which is admitted dues vide Letter No. 1092, dated 18.12.2019 (Annexure-5) and Letter No. 751 dated 15.09.2021 (Annexure-7) of Respondents and be further pleased to grant such other relief or reliefs for which petitioner is found entitled in the eyes of 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, 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

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