

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18079 of 2021

=====

Dhirendra Kumar Thakur S/o Taranand Thakur, At. - Chankyapuri, Ward No.
8, Basantpur, Birpur (Supaul), P.S. - Birpur, District - Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar, Patna.
2. The Principal Secretary, Department of Water Resources, Government of Bihar, Patna.
3. The Engineer - in - Chief, Irrigation Creation, Department of Water Resources, Government of Bihar, Patna.
4. The Chief Engineer, Irrigation Creation, Water Resources Department, Government of Bihar, Darbhanga.
5. The Superintending Engineer, Western Kosi Canal Division, Darbhanga.
6. The Executive Engineer, Western Kosi Canal Division, Darbhanga.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr.Subhash Kumar Jha, Advocate
For the Respondent/s	:	Mr.Lalit Kishore (Ag)

=====

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

Date : 29-06-2022

Heard learned counsel for the parties.

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

1. That this writ petitioner is being filed for issuance of a writ in the nature of Mandamus commanding the respondent to make payment of work done by the petitioner (which is existing on the site in question) pursuant to Agreement No. 02/18-19 after granting time extension (if required for taking into consideration the work completed by petitioner) along with payment of extra work got done by respondent and further consequential relief/s for which petitioner is entitled in 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, 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 in the event of initiating any such proceedings, before the appropriate forum, within a period of four weeks, the same shall be considered and decided expeditiously, in accordance with law and limitation shall not come in the way of deciding the matter on merits.

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The petition stands disposed of as withdrawn with the liberty aforesaid.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)

Rajiv/veena-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	