

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19732 of 2021

Chandra Kant (advocate), S/o Shri Lallan Mishra, Table No. 6, Main Hall
near Library, Lawyers Association, Patna High Court, Patna.

... .. Petitioner/s

Versus

1. State of Bihar through Secretary Bihar Rajya Pul Nirman Nigam Ltd. 7, Sardar Patel Marg, Patna, Bihar.
2. The MD, Bihar Rajya Pul Nirman Nigam Ltd. 7, Sardar Patel Marg, Patna, Bihar.
3. The Collector, Siwan.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Chandra Kant, Advocate
For the Respondent/s	:	Mr. Amit Prakash, GA 13
		Dr. Anand Kumar, Advocate
		Mr. Ranjan Kumar Shrivastava, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

(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.)

Date : 28-01-2022

Heard learned counsel for the parties.

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

- I. For issuance of writ of mandamus directing respondents to make alternative arrangement by making pipe bridge by side of damaged Newly constructed Daha Bridge and to fix responsibility on the person responsible for construction of defective bridge, which is damaged within 10 years.
- II. For issuance of writ of mandamus directing respondents to reconstruct the damaged bridge within one month and also to complete the construction of old bridge made within stipulated time given in tender.
- III. For issuance of any other appropriate writ/writs, order/orders, direction/directions, for which petitioner may be deemed entitled under the fact and circumstance of the case.



Shri Ranjan Kumar Shrivastava, learned counsel appearing on behalf of the Managing Director, Bihar Rajya Pul Nirman Nigam Ltd., under instructions, states that the bridge, subject matter of the present *lis*, would positively be made functional and operational on or before 28.02.2022.

Shri Amit Prakash, learned G.A. 13, under instructions from the Collector, Siwan, states that the bridge, subject matter of the present *lis*, would positively be made functional and operational on or before 28.02.2022.

The statement made on behalf of the Bihar Rajya Pul Nirman Nigam Ltd. is also taken on record to the fact that the other bridge would also be made operational and functional by 30th of May 2022.

Statement accepted and taken on record.

The Managing Director, Bihar Rajya Pul Nirman Nigam Ltd. has been made aware of the consequences of breach of such undertaking.

We clarify that in the event of breach of undertaking, we would not hesitate to initiate appropriate proceedings for contempt against him.

Liberty reserved to the petitioner to agitate the issue afresh, should the need so arise directly with the



Respondent No. 2, namely, the Managing Director, Bihar Rajya
Pul Nirman Nigam Ltd. as also with the Respondent No. 3,
namely, the Collector, Siwan. Also, approach the Court afresh,
should the need so arise.

Present petition is disposed of in view of the
aforesaid terms.

Interlocutory application, if any, shall also stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/Ashwini

AFR/NAFR	
CAV DATE	
Uploading Date	31.01.2022
Transmission Date	

