

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.17078 of 2019**

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Navyuvak Sangh Sramik Swablambi Sahkari Samiti Village- Shokhara-2,  
P.o.- Barauni, Distt.- Begusarai, 851112 through its authorized signatory  
Upendra Kumar, Male, Aged about-42, Years, Son of Shri Sudarshan Singh,  
Residence of Village- Shokhara-2, P.o.- Barauni, Distt.- Begusarai-851112

... .. Petitioner/s

Versus

1. The Airport Authority of India Gaya Airport, Gaya through the Director
2. The Director The Airport Authority of India, Gaya Airport, Gaya
3. M/s Reeve S. Enterprises through its authorised signatory C/o The Director,  
The Airport Authority of India, Gaya Airport, Gaya

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Alok Kumar @ Alok Kr Shahi, Advocate  
For the Respondent/s : Dr. Pankaj, Advocate

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE PARTHA SARTHY**

ORAL ORDER

**(Per: HONOURABLE THE CHIEF JUSTICE)**

2      08-12-2022      Petitioner has prayed for the following relief(s):-

“(i)For issuance of writ in the nature of  
Mandamus for cancelling the award of tender of  
Environmental Support Services (Up-Keeping  
contract of terminal building And offices at Gaya  
Airport, Gaya to the respondent no-3

(ii) For issuance of writ in the nature of  
mandamus for re-tender of Environmental Support  
Services (Up-Keeping) contract of terminal building  
And offices at Gaya Airport, Gaya

(iii) For issuance of writ in the nature of  
Mandamus directing the CBI to investigate the entire  
tender process and the criminal action of the  
Respondent No 2 and other officials who have



connived with the Respondent No 3 and declared the Respondent No 3 as the successful Bidder.

(iv) For any other consequential relief/reliefs for which the petitioner is entitle by this Hon'ble Court in the facts and circumstances of the present case.”

In view of the fact that Bihar Public Works Dispute Arbitration Tribunal is now functional, 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, preferably within a period of six months from the date of institution.

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)**

**( Partha Sarthy, J)**

Bibhash/KCJha

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