

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21132 of 2021

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Sunil Kumar Saraf son of Sri Mohan Lal Saraf, resident of behind Rani Sati
Mandir, Sikandarpur, P.S.-Muzaffarpur, District-Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department,
Bihar, Patna.
2. The Director (Primary Education), Bihar, Patna.
3. The Divisional Commissioner cum 1st Appellate Authority, Public
Grievance Redressal, Muzaffarpur.
4. The District Magistrate, East Champaran, Motihari.
5. The District Education Officer, East Champaran, Motihari.
6. The District Programme Officer (Estt), East Champaran, Motihari.
7. The District Public Grievance Redressal Officer, East Champaran, Motihari.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Lal Mani Sharma, Advocate
For the Respondent/s : Mr.Subhash Chandra Mishra, SC-16

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 24-02-2022 Petitioner has prayed for the following relief(s):

“(i) For issuance of an appropriate writ, order or
direction directing and commanding the
respondents to pay the petitioner his due
amounts i.e. Rs.5,29,250/- for the Stationary
Goods supplied by the Firm of the petitioner
pursuant to the Supply orders dated 28-7-1989
contained in letter no. 18485(Anx.-2) and letter
no. 22362 dated 24-10-1989 (Anx. -4).

(ii) For issuance of an appropriate writ directing



and commanding the respondents to pay the petitioner interest at market rate for the period during which the aforesaid due amount has not been and is not paid to the petitioner for supply of the aforesaid Stationary Goods by the Firm of the petitioner.

(iii) For issuance of an appropriate writ for quashing of the order contained in Memo no. 11 dated 21-1-2006 (Anx.-11) passed by the Director (Primary Education), Bihar, Patna by which the respondent no. 2 has rejected the claim of the petitioner for payment of his due amount for the aforesaid Supply orders.(iv) For any other relief/reliefs of which the petitioner is legally entitled to.”

After the matter was heard for some time, finding the Court not in favour of the submissions made by the learned counsel for the petitioner, learned counsel for the petitioner, under instructions, states that the petitioner shall be content if the petitioner is permitted to withdraw the present petition, with liberty to initiate appropriate proceedings before the appropriate forum and to take recourse to such other alternate remedies which are equally efficacious in law.

Prayer allowed.

The petition is disposed of as withdrawn with the liberty aforesaid.



Interlocutory application(s), if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

K.C.Jha/DKS

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