

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.926 of 2018

Arising out of

Civil Writ Jurisdiction Case No.18165 of 2014

=====

Raj Kishore Singh, S/o Late Shivdhari Singh, Resident of Village-
Chhabilatar, P.O.- Lemunabad, Via Pandarak, P.S.- Pandarak, District- Patna,
Retd. Head Clerk, Flood Control and Design Circle, Anishabad, Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Chief Engineer, Irrigation and Design Department, Patna.
3. The Superintending Engineer, Flood Control and Design Circle, Anishabad,
Patna- 2.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.
For the State	:	Mr. Sita Ram Yadav, GP-16 with Mr. Jitendra Kumar, AC to GP-16

=====

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

Date : 02-11-2022

Nobody appears on behalf of the petitioner.

2. Mr. Jitendra Kumar, learned AC to GP-16 for the
State is present.

3. The present case has been filed for recall of order
dated 13.03.2018 passed in CWJC No. 18165 of 2014 by which
the case was dismissed for non-prosecution.

4. From perusal of the petition, it transpires that the
learned counsel for the petitioner was in Court in the 1st half but
the matter was not taken up and in the 2nd half on 13.03.2018,
when the matter was taken up, as he was not feeling well, he had



requested his colleague to make a prayer for adjournment but inadvertently, it could not be done.

5. Having regard to the fact that the case was dismissed on 13.03.2018 and the present case has been filed on 22.03.2018, i.e., within eight days, the Court is inclined to allow the prayer.

6. Accordingly, the order dated 13.03.2018 passed in CWJC No. 18165 of 2014 stands recalled and the case is restored to its original file and number.

7. The petition stands disposed of.

(Ahsanuddin Amanullah, J)

P. Kumar

AFR/NAFR	
U	
T	

