

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.936 of 2020

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M/s Jai Mata Dee and Maa Sita Construction a Proprietorship firm having its registered office at Village- Khairahin, P.O.- Pachpokhri P.S.- Baghaila (Nokha), District- Rohtas through its Proprietor Sanjay Kumar, aged about 43 years (Male), S/o Lal Bahadur Ray, Resident of Village- Khairahin, P.O.- Pachpokhri, P.S.- Baghaila (Nokha), District- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Building Construction Department, Government of Bihar, Patna.
2. The Principal Secretary, Building Construction Department, Government of Bihar, Patna.
3. The Engineer-in-Chief, Building Construction Department, Government of Bihar, Patna.
4. The Bihar State Building Construction Corporation Limited (A Government of Bihar Undertaking), Hospital Road, Shastrinagar, Patna-23 through its Managing Director.
5. The Managing Director, the Bihar State Building Construction Corporation Limited, Hospital Road, Shastrinagar, Patna-23.
6. The Chief General Manager, the Bihar State Building Construction Corporation Limited, Hospital Road, Shastrinagar, Patna-23.
7. The General Manager (South), the Bihar State Building Construction Corporation Limited, Hospital Road, Shastrinagar, Patna-23.
8. The General Manager (Finance), the Bihar State Building Construction Corporation Limited, Hospital Road, Shastrinagar, Patna-23.
9. The Deputy General Manager, PIU, the Bihar State Building Construction Corporation Limited, Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Raj Kishore Prasad, Advocate
For the Respondent/s	:	Mr.Syed Iqbal Ahmad (SC-20)
		Mrs. Puspanjali Sharma, AC to SC-20

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

Date : 06-09-2022

Heard learned counsel for the parties.

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

- i) To issue an appropriate writ(s), order(s), direction(s) in the nature of writ of certiorari for quashing the order passed by the respondent the Chief General Manager (Respondent No.6) vide his Memo No. 3615 dated 10.12.2019 (as contained in Annexure-6) whereby the Notice Inviting Tender No. 02 of 2019-20 for the "Improvement of 720 bedded Govt. ~~school~~ Ambedkar Schedule Tribe Residential High School (Co-ed), Sherghati, Gaya (Supply & Installation of Furniture including maintenance of building for five years)" issued vide Memo No. 1938 dated 31.05.2019 under the signature of the respondent no.6 has been cancelled as per the direction of the Board of Directors of the Bihar State Building Construction

Corporation Limited without assigning any reason and without following the principle of natural justice.

- ii) To issue an appropriate writ(s), order(s), direction(s) in the nature of writ of Certiorari for quashing the Re-tender notice for the same work bearing Tender Notice No. 61 of 2019-20 issued Memo No.3620 dated 11.12.2019 under the signature of the respondent Chief General Manager (as contained in Annexure-7).
- iii) To issue an appropriate writ(s), order(s), direction(s) in the nature of writ of Mandamus directing the respondents to allot the work in question to the petitioner and accordingly allow him to complete the work as per the recommendation made by the Corporation Tender Committee in its' meeting ~~dated 20.08.2019.~~ ^{21.08.2019.} ~~10.08.2019.~~
- iv) To grant any other relief or reliefs for which the petitioner is found to be entitled in the facts and circumstances of the case.

Learned counsel for the petitioner seeks permission to
withdraw this petition.

Permission is granted.

This petition is disposed of as withdrawn.

(Sanjay Karol, CJ)

(S. Kumar, J)

veena/rajiv-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	