

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13056 of 2017

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Katyani Contractor Pvt. Ltd. having its office at pareo, Bihta, P.S.- Bihta,
District- Patna, through its Director, Ashok Kumar, Son of Late Ram Chandra
Sah, Resident of village- Pareo, Bihta, P.S.- Bihta, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Mines and Geology, Bihar, Patna.
3. The District Magistrate, Nawada.
4. The Assistant Director, Mines and Geology, Nawada.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate
For the Respondent/s : Mr. Prashant Pratap, GP-2

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

2 26-04-2023 In the instant petition, petitioner has prayed for the
following relief(s):-

*“1. That this application for
issuance of an appropriate writ/ writs/
order(s) direction(s) for quashing the order
contained in Memo No 545 dated 27.7.17
whereby and where under it has been
illegally held that the auctioneer including
the petitioner are responsible for the interest
on E.M.D of second highest bidder and
consequently a direction has been given to
recover the said interest amount (which has
to be paid to the second highest bidder) by
the respondents/ from the petitioner
otherwise a direction has been issued for
cancellation of the allotment of the said lease
hold area with respect to Block No 10
situated at Mauza Bhadhokara, District-
Nawada and further for quashing the order
dated 22.8.17 issued by the Assistant
Director, Mines, Nawada by which the*



petitioner has been directed to deposit the first installment of the auction amount by 31.8.17 and to get the lease deed executed in form "D" otherwise the his settlement approval will be cancelled which is totally bad and illegal, as a huge quantity of stone mineral had already been extracted from the abovesaid Block No 10, by some illegal person and further for a direction to the respondent authorities to reduce the settlement/ auction amount proportionately so that the petitioner may deposit the same and get the lease deed executed and further for any other relief(s)/ for which the petitioner may found entitled to for any other relief(s) for which the petitioner may found entitled to."

In view of later development that lease hold issue has been cancelled and it has been challenged by the petitioner in yet another litigation.

In view of these facts and circumstances, the present petition does not survive for consideration. Accordingly, the present writ petition stands disposed of.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

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