

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4015 of 2022

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Suresh Kumar Singh son of Late Harihar Prasad Singh resident of Village-
Madhubani, P.O.- Basantpur Bunglow, Via- Amnaur, P.S.- Amnaur, District-
Saran.

... .. Petitioner/s

Versus

1. The Bihar State Housing Board through its Managing Director, Mangles Road, Patna.
2. The Chief Engineer, Bihar State Housing Board, Patna.
3. The Estates Officer-cum- Additional Secretary, Bihar State Housing Board, Patna.
4. The Superintending Engineer, Bihar State Housing Board, Patna.
5. The Executive Engineer, Bihar State Housing Board, Muzaffarpur Division, Muzaffarpur.
6. The Assistant Engineer, Bihar State Housing Board, Chapra.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Bibhakar Tiwary
For the Respondent/s : Mr.Pawan Kumar

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL JUDGMENT

Date : 21-08-2023

The present writ petition has been filed seeking the following reliefs:-

“1(i). To issue an appropriate writ, preferably in the nature of certiorari for setting aside letter no.622 dated 14.8.2014 issued under the signature of Executive Engineer, Bihar State Housing Board, Muzaffarpur Division, Muzaffarpur whereby and whereunder allotment of MIG Plot no.MP-180 in favour of the petitioner in Sarha, Chapra has been cancelled.



(ii) To issue an appropriate writ preferably in nature of mandamus commanding upon the Respondent Authorities to discharge their legal obligation and to register MIG plot no.MP-180 in favour of the petitioner which was allotted to him in Sarha, Chapra on the rate furnished by the respondent authorities through letter no. 194 dated 05.03.2018 issued under the signature of the Executive Engineer, Bihar State Housing Board, Muzaffarpur Division, Muzaffarpur.”

2. The learned counsel for the petitioner has submitted that though the allotment of the plot in question to the petitioner was cancelled, by an order dated 14.8.2014, the petitioner had immediately thereafter, filed an appeal on 19.9.2014, but till date, no order has been passed thereon. Nonetheless, the learned counsel for the Respondent, Bihar State Housing Board has submitted that since several notices were issued to the petitioner for the purposes of paying the balance amount and entering into an agreement with the Respondent-Bihar State Housing Board but the petitioner had failed to respond, the allotment in question had stood cancelled, however, he is not averse to the idea of the competent authority passing appropriate orders, in accordance with law, upon the appeal, filed by the petitioner.

3. Accordingly, I deem it fit and proper to dispose off the



present writ petition with a direction to the Managing Director, Bihar State Housing Board, Patna, to consider the appeal / revision petition, filed by the petitioner, which has been annexed as Annexure-10 to the present petition, in accordance with law and pass a reasoned and a speaking order thereon, within a period of six weeks from today.

(Mohit Kumar Shah, J)

Ajay/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	22.08.2023
Transmission Date	NA

