

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10602 of 2023

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Dharmendra Kumar Choudhary, Son of Late Gita Prasad Choudhary Resident
of Tulshi Nagar Bank Colony, P.S. Tilka Manjhi, Distirct-Bhagalpur, Bihar.

... .. Petitioner/s

Versus

1. The Bihar State Educational Infrastructure Development Corporation Ltd.
(A Government of Bihar Undertaking), Shiksha Bhawan, Bihar Rastra
Bhasha Parishad Campus, Acharya Shivpujan Sahay Path, Saidpur, Patna
800004 through its Managing Director.
2. The managing Director, Bihar State Education Infrastructure Development
Corporation Ltd., Shiksha Bhawan, Bihar Rastra Bhasha Parishad Campus,
Acharya Shivpujan Sahay Path, Saidpur, Patna 800004.
3. The Chief Engineer, Bihar State Education Infrastructure Development Cor-
poration Ltd., Shiksha Bhawan, Bihar Rastra Bhasha Parishad Campus,
Acharya Shivpujan Sahay Path, Saidpur, Patna 800004.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Prabhat Ranjan, Advocate Mr. Chandan Kumar, Advocate Mr. Ansh Prasad, Advocate
For the Respondent/s	:	Mr. Girijish Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 29-08-2023

In the instant petition, petitioner has prayed for the fol-
lowing reliefs:-

*"(i) Quashing of the Notice to
Show Cause dated 25.01.2023 as con-
tained in Letter No. 741 issued by the
Chief Engineer, BSIEDC (Respondent
No. 3) by which, the petitioner has been
asked to Show Cause as to why for the
allegations of submitting wrong experi-
ence Certificate, an order of blacklisting
for a period of 10 years be not passed in
terms of the Resolution vide Agenda No.*



12/41 in the 41st Meeting of Board of Directors, read with Contractors Registration Rules, 2012;

(ii) Quashing of the consequential Office order No. 120 dated 11.05.2023 issued by the Chief Engineer under instructions of the Managing Director, BSEIDC by which, on the basis of an uncommunicated exparte report from the concerned Executive Engineer, Bhagalpur Division, BSEIDC, Bhagalpur, the petitioner has been blacklisted for a period of 10 years in terms of the Contractors Registration Rules, 2012 read with Resolution vide Agenda No. 12/41 in the 41st Meeting of Board of Directors, read with Contractors Registration Rules, 2012;

(iii) A declaration to the effect that the aforesaid order of blacklisting dated 11.05.2023 contained in Officer Order No. 120 shall not be an impediment and the consideration of the Tender which have already been submitted by the petitioner; and

(iv) Staying the operation of Office Order No. 120 dated 11.05.2023 issued by the Chief Engineer as contained in Annexure 6 during the pendency of the present writ application."

2. In support of the aforesaid reliefs, the petitioner is relying on earlier decision of this Court dated 21.08.2023 passed in CWJC No. 11728 of 2023.

3. The same is not disputed by learned counsel for the respondents.



4. Accordingly, the impugned order dated 11.05.2023 (Annexure-6) stands set aside. In the result, the present writ petition stands disposed off in terms of the order dated 21.08.2023 passed in CWJC No. 11728 of 2023.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

Vikash/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	
Transmission Date	N/A

