

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12152 of 2023

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Devbarat Kumar S/o Late Janardan Singh, Resident of Village and P.O.-
Lanka Kachhuwara, P.S.- Gaurichak, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary Rural Development Department, Patna.
2. The District Magistrate, Patna.
3. The Executive Engineer, Rural Work Department, Rural Commissioner, Masaurahi, Dist. - Patna.
4. The Circle Officer, Sampatchak, Patna.
5. Block Develop Department Officer, Sampatchak, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Kameshwar Singh, Advocate
For the Respondent/s : Mr. Vikash Kumar, SC-11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE PARTHA SARTHY)

Date : 29-08-2023

1. Heard learned counsel for the petitioner and
learned counsel for the respondents.

2. The instant application has been filed by the
petitioner in the nature of a public interest litigation praying
therein for directing the respondent authorities to take
appropriate steps to construct a bridge under the PMGSY road
from Sabalpur to Fahimchak in village Kachhuwara, to take
steps with respect to construction of four small bridges and
arrangement of water drainage around the road near Khata



no.33, Khesra no.997 in Thana no.132 on account of agriculturists being affected and for other reliefs.

3. It is the case of the petitioner that he is a social worker and has no personal interest in the subject matter of the writ application. It is further submitted that four bridges are required for drainage of water and in case the same are not constructed, water logging will create a number of problems.

4. On perusal of the material on record, it transpires that pursuant to a complaint filed by the petitioner on 27.4.2021, he received a reply dated 7.1.2022 from the District Public Grievance Redressal Officer, District Patna which is to the effect that bridges, construction of which is being prayed for by the petitioner, already had to be constructed by the contractor. As the contractor did not construct the same as per the agreement entered by him with the department, he has been debarred and blacklisted. As per the contents of the said reply, a fresh DPR (Detail Project Report) is being prepared for taking steps in the matter.

5. Having heard learned counsel for the parties and having perused the material on record, in the opinion of the Court, construction of bridge etc. is a matter of policy decision of the State and its authorities. Further, from the reply dated



7.1.2022 of the District Public Grievance Redressal Officer, Patna, brought on record as Annexure-1 to the application, it transpires that steps have already been taken by the respondents in the matter.

6. In view of the above, no order need be passed in the instant application and the same is dismissed.

(K. Vinod Chandran, CJ)

(Partha Sarthy, J)

Saurabh/-

AFR/NAFR	
CAV DATE	
Uploading Date	31.08.2023
Transmission Date	

