

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22980 of 2019

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Deepak Sri Foundation through its Secretary Sri Rajeshwar Roy, aged about 54 years, Regd Office, Rekab ganj, Patna City, P.S.-Malsalami, Dist.-Patna.
... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Health Department, Bihar, Patna.
 2. The Director-in-Chief, Health Services, Bihar, Patna.
 3. The Executive Director, State Health Society, Bihar, Patna.
 4. The District Magistrate-cum-Chairman, District Health Society, Madhubani.
 5. The Civil Surgeon-cum-Member Secretary, District Health Society, Madhubani.
 6. Deputy Superintendent, Sub-Divisional Hospital, Jhanjharpur.
- Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Suman Kumar, Advocate
For the Respondent/s	:	Mr. Mujtabaul Haque (GP2)
		Mr. Vasant Vikas, A.C. to GP12
For the Respondent no.3 :		Mr. K.K.Sinha, Advocate
		Mr. Shashi Shekhar, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 02-01-2023

Petitioner has prayed for the following reliefs(s):

“(i) That this is an application for issuance of an appropriate writ/writs direction or order commanding and directing the respondents to make payment of remaining withheld amount of Rs. 12,14,893/- for the period March 2018 to February 2019 for supply of generator service in Sub-divisional hospital Jhanjharpur in Madhubani district.

In view of District Health Society, Madhubani Memo no. 676 dated 31.03.2014 the petitioner



has been supplying generator service continuously and the office of respondent has certified the claim of petitioner but even then the respondent had paid only part claim.”

In view of the fact that Bihar Public Works Dispute Arbitration Tribunal is now functional, learned counsel for the petitioner, under instructions, seeks permission to withdraw the present petition with liberty to take recourse to such other appropriate remedies, as are otherwise available, in accordance with law.

Permission granted.

As and when any such request is made by the petitioner before the Tribunal, the same shall be considered and decided expeditiously.

The petition stands disposed of as withdrawn with the liberty aforesaid.

Interlocutory application(s), if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Saurabh/K.C.Jha

AFR/NAFR	
CAV DATE	
Uploading Date	04.01.2023
Transmission Date	

