

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14575 of 2024

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Jitendra Singh, Son of Ramakant Singh, Resident of ward no. 16, Bihit Nagarpraishad, Khem Karanpur, P.O. and P.S.-Barauni, District-Begusarai, 851135.

... .. Petitioner/s

Versus

1. The State of Bihar through Additional Chief Secretary Rural Works Department, Government of Bihar, Patna.
2. The Additional Chief Secretary, Rural Works Department, Government of Bihar, Patna.
3. The Engineer-in-Chief, Rural Works Department Government of Bihar, Patna.
4. The Chief Engineer-3, Rural Works Department Government of Bihar, Patna.
5. The Superintending Engineer, Rural Works Department, Work Circle, Samastipur.
6. The Executive Engineer, Rural Works Department, Work Division, Begusarai.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Alok Ranjan, Adv.
For the Respondent/s	:	Mr. K. P. Gupta, Government Pleader (10)
		Mr. Deepanjali Gupta, AC to GP 10

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CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY
ORAL ORDER

2 05-10-2024 Heard the parties.

2. The present writ petition is filed for the following

relief(s):-

“ i) For directing and commanding the respondents authorities for making payment of the work done and successes fully completed in the stretch of land available, by the petitioner to the satisfaction of respondent authorities pursuant to agreement no. 04/SBDMMGSY(SC)/21-22for construction



of road. Name of the Work-Middle school Genharpur (S06) to Piparpati Tola, along with security deposit and other deductions made during execution of work.

*II. For making payment of entire amount of the work done by the petitioner, along with **penal interest @ 18%** from date it became dues till actual date of payment.*

III. For making payment of cost of litigation taking into consideration the fact that after completion of the work in the stretch of land available, allotted to the petitioner, payments have not been made to the petitioner, on one pretext or the other (due to paucity of funds) and petitioner has been compel to approach before this Hon'ble court.

IV. For any other relief or reliefs for which the petitioner is entitled under law in the facts and circumstances of the present case.”

3. Learned counsel appearing on behalf of the petitioner has stated that the petitioner may be permitted to give a representation duly ventilating his grievance along with the necessary documents before the Respondent No. 2, i.e., the Additional Chief Secretary, Rural Works Department, Government of Bihar and the Respondent No. 2 may be directed to consider the same in accordance with law.

4. Learned counsel appearing on behalf of the respondents has stated that he has no objection if a direction is given to the petitioner to give a representation before the



Respondent No. 2 and the Respondent No. 2 may be directed to consider the said representation in accordance with law.

5. Having regard to the above made submissions, the present writ petition is disposed of at the stage of admission. The petitioner is permitted to give a representation ventilating his grievance to the Respondent No. 2, i.e., the Additional Chief Secretary, Rural Works Department, Government of Bihar within a period of three weeks from today. On receipt of the said representation, the Respondent No. 2 shall consider the same strictly in accordance with law.

4. It is needless to mention that before passing any order the petitioner shall be given an opportunity of hearing. Any order passed shall be communicated to the petitioner. In case the authorities comes to the conclusion that the claim made by the petitioner is genuine, they shall make necessary arrangement for payment to the petitioner. However in case the authority come to the conclusion that the representation of the petitioner does not merit any consideration, the authorities shall pass a reasoned order giving the reason for rejecting the claim. The entire exercise shall be completed as expeditiously as possible preferably within a period of twelve weeks from the date of receipt of a copy of this order.



5. With the above directions, the present writ petition stands disposed off.

(A. Abhishek Reddy , J)

Bhardwaj/-

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