

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.657 of 2023

1. The State of Bihar
2. The Principal Secretary, Road Construction Department, Secretariat Building, Government of Bihar, Patna.
3. The Engineer-in-Chief-cum-Additional Commissioner-cum-Special Secretary, Road Construction Department, Secretariat Building, Government of Bihar, Patna.
4. The Chief Engineer, National Highway Wing, Road Construction Department, Government of Bihar, Patna.
5. The Superintending Engineer, National Highway Circle, Dehri-on-Sone, District Rohtas at Sasaram.
6. The Executive Engineer, National Highway Division, Gaya, District- Gaya.

... .. Appellant/s

Versus

M/s Kumar A. S. Construction, Ashok Nagar, Bhatt Bigha, Gaya through its Managing Partner Smt. Pramila Singh, W/o Sri Anuj Kumar Singh, R/o Mohalla- Ashok Nagar, Bhatt Bigha, Gaya, P.S.- Rampur, District- Gaya.

... .. Respondent

Appearance :

For the Appellant/s : Mr. Shailesh Kumar (A.C. to G.P. 5)
For the Respondent/s : Mr. Ashok Kumar Dubey, Adv.

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 19-01-2024 On mentioning slip being filed on behalf of the learned counsel for the appellants, the matter has been listed today under the heading 'To Be Mentioned'.

2. Heard learned counsel for the appellants and learned counsel for the respondent.

3. Learned counsel for the appellants submits that in view of the letter No. 37(Anu) dated 11-01-2024, issued by the



Executive Engineer, National Highway Division, Gaya, he does not wish to press this application any more, on account of it having become infructuous, since the Ministry (MoRTH) has sanctioned the settlement amount of Rs. 3,24,63,710.00/- vide letter dated 05-12-2023 and the same has already been released in favour of M/s Kumar A.S. Construction, vide letter dated 13-12-2023. Copy of the letter No. 37(Anu) dated 11-01-2024 has been produced by the learned counsel for the appellants, which is retained on record.

4. Accordingly, this Misc. Appeal is dismissed as withdrawn.

(Khatim Reza, J)

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