

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.135 of 2022

In

Civil Writ Jurisdiction Case No.7874 of 2021

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Ram Chandra Prasad, Son of Singeshwar Prasad, Resident of Village-
Ratanpur, P.O.-Ali Nagar, P.S.-Suryagarha, District-Lakhisarai (Bihar).

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Works Department,
Government of Bihar, Patna.
2. The Engineer-in-Chief, Rural Works Department, Bihar, Patna.
3. The Chief Engineer, Rural Works Department, Work Anchal, Munger.
4. The Executive Engineer, Rural Works Department, Works Division, Jamui-
2.
5. The Block Development Officer, Katoriya, District-Banka.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Binod Murari Mishra, Advocate

For the Respondent/s : Mr. AC to GA-5

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date : 26-06-2025

Heard the learned counsel for the parties.

2. The appellant was not paid his salary



from 01.11.2008 till 31.01.2012.

3. The appellant kept on representing before the authorities concerned, but chose to approach this Court only in the year 2021, without assigning any reason for bringing the matter to the Court after such a long time.

4. Precisely on that ground, the appellant/writ-petitioner was non-suited for laches.

5. It is quite late in the day to reiterate the principle that under Article 226 of the Constitution of India, a writ-Court is required to see whether the person invoking the jurisdiction is or is not guilty of unexplained delay and laches.

6. The learned Single Judge *vide* his judgment dated 11.02.2022, passed in C.W.J.C. No. 7874 of 2021, has rightly found that the appellant/writ-petitioner was a Junior Engineer and, therefore, he ought not to have slept over his own cause.

7. We find no reason to interfere with the



judgment passed by the learned Single Judge.

8. The appeal is dismissed.

(Ashutosh Kumar, ACJ)

(Partha Sarthy, J)

Praveen-II/-

AFR/NAFR	NAFR
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