

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.593 of 2021

In
Civil Writ Jurisdiction Case No.9597 of 2021

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M/s Toshiba Water Solutions Pvt. Ltd. in JV with Kevadiya Construction Pvt. Ltd. a joint venture between two Private Limited Companies represented through one of the JV Company namely Kevadiya Construction Pvt. Ltd. represented through its representative namely Amit Kumar, male, aged about 32 years, Son of Rajendra Prasad Singh, Resident of House No.6, Ranabigha, P.S.- Barh, District- Patna.

... .. Appellant/s

Versus

1. The State of Bihar through the Chief Secretary, Main Secretariat, Patna.
2. The Development Commissioner, Bihar-cum-Chairman, Bihar Urban Infrastructure Development Corporation Ltd., (BUIDCo), Main Secretariat, Patna.
3. The Principal Secretary, Urban Development and Housing Department (UD and HD), Government of Bihar cum Project Director, State Program Management Group (SPMG) Vikash Bhavan, Bailey Road, Patna.
4. The Bihar Urban Infrastructure Development Corporation Ltd. (BUIDCo), near Rajapur Pul, West Boring Canal Road, Patna- 800001 through its Managing Director.
5. The Managing Director, BUIDCo, near Rajapur Pul, West Boring Canal Road, Patna- 800001.
6. The Chief Engineer, Design, Planning and Monitoring, BUIDCo, Patna.
7. The Union of India Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation through its Secretary having its Office at Shram Shakti Bhavan, Rafi Marg, New Delhi- 110001.
8. The National Mission for clean Ganga, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi through its Director General.
9. The Director General, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
10. The Executive Director, Technical, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
11. The Executive Director, Projects, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
12. M/s EMS Infracon Pvt. Ltd., M/s Technocraft Construction Pvt. Ltd. (JV), a



joint venture between two Private Limited Companies, Regd. Office of Lead Partner at 701, DLF Tower A Jasola, New Delhi 110025 through its Authorized Signatory, namely, Pankaj Kumar Srivastava (Male), aged about 50 years, Son of Prakash Chandra Srivastava, Resident of 397/C, Raj Colony, Hussenabad, Jaunpur, Jaunpur City, Uttar Pradesh, P.S. Line Bazar Jaunpur, Town and District- Jaunpur.

... .. Respondent/s

with

Letters Patent Appeal No. 616 of 2021

M/s EMS Infracon Pvt. Ltd.- M/s Technocraft Construction Pvt. Ltd. (JV), a joint venture between two Private Limited Companies, Regd. Office of lead partner at 701, DLF Tower A Jasola, New Delhi 110025 through its Authorized signatory, namely, Pankaj Kumar Srivastava (Male) aged about 51 years, Son of Prakash Chandra Srivastava, Resident of 397/C, Raj Colony, Hussenabad, Jaunpur, Jaunpur Kty, Uttar Pradesh, P.S. Line Bazar Jaunpur, Town and District- Jaunpur.

... .. Appellant/s

Versus

1. The State of Bihar through the Chief Secretary, Main Secretariat, Patna.
2. The Secretary, Urban Development and Housing Department (UD and HD), Government of Bihar cum Project Director, State Program Management Group (SPMG) Vikash Bhavan, Bailey Road, Patna.
3. The Bihar Urban Infrastructure Development Corporation Ltd., near Rajapur Pul, West Boring Canal Road, Patna- 800001 through its Managing Director.
4. The Managing Director, Bihar Urban Infrastructure Development Corporation Ltd., near Rajapur Pul, West Boring Canal Road, Patna- 800001.
5. The Chief Engineer, Design, Planning and Monitoring, BUIDCO, Patna.
6. The Union of India, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation through its Secretary having its Office at Shram Shakti Bhavan, Rafi Marg, New Delhi- 110001.
7. The National Mission for Clean Ganga, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi through its Direcetor General.
8. The Director General, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
9. The Executive Director, Technical, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
10. The Executive Director, Projects, National Mission for Clean Ganga,



Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.

11. M/s Toshiba Water Solutions Pvt. Ltd. in JV with Kevadiya Construction Pvt. Ltd., a joint venture between two Private Limited Companies having the Office at 4th Floor, Tower D, Pioneer Urban Square, Sector- 62, Gurugram, Haryana.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 18045 of 2021

M/s Toshiba Water Solutions Pvt. Ltd. in Jv with Kevadiya Construction Pvt. Ltd. a joint venture between two Private Limited Companies represented through one of the JV company namely Kevadiya Construction Pvt. Ltd. represented through its representative namely Amit Kumar, male, aged about 32 years, son of Rajendra Prasad Singh, resident of House No. 6, Ranabigha, P.S. - Barh, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Main Secretariat, Patna.
2. The Development Commissioner, Bihar - cum- Chairman, Bihar Urban Infrastructure Development Corporation Ltd., (BUIDCo) Main Secretariat, Patna.
3. The Principal Secretary, Urban Development and Housing Department (UD and HD), Government of Bihar cum Project Director, State Program Management Group (SPMG) Vikash Bhavan, Bailey Road, Patna.
4. The Bihar Urban Infrastructure Development Corporation Ltd. (BUIDCo), near Rajapur Pul, West Boring Canal Road, Patna - 800001 through its Managing Director.
5. The Managing Director, BUIDCo, near Rajapur Pul, West Boring Canal Road, Patna - 800001.
6. The Chief Engineer, Design, Planning and Monitoring, BUIDCo, Patna.
7. The Union of India, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation through its Secretary having its Office at Shram Shakti, Bhavan, Rafi Marg, New Delhi - 110001.
8. The National Mission for clean Ganga, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate New Delhi through its Director General.
9. The Director General, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
10. The Executive Director, Technical, National Mission for Clean Ganga,



Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.

11. The Executive Director, Projects, National Mission for Clean Ganga, Ministry of Water Resources, Ministry of Jal Shakti, Department of Water Resources, River Development and Ganga Rejuvenation, Government of India, 1st Floor, Major Dhyanchand Stadium, India Gate, New Delhi.
12. M/s EMS Infracon Pvt. Ltd., M/s Technocraft Construction Pvt. Ltd. (JV), a joint venture between two Private Limited Companies, Regd. Office of lead partner at 701, DLF Tower A Jasola, New Delhi 110025 through its Authorized Signatory, namely, Pankaj Kumar Srivastava (Male), aged about 50 years, Son of Prakash Chandra Srivastava, Resident of 397/C, Raj Colony, Hussenabad, Jaunpur, Jaunpur City, Uttar Pradesh, P.S. Line Bazar Jaunpur, Town and District- Jaunpur.

... .. Respondent/s

Appearance :

(In Letters Patent Appeal No. 593 of 2021)

For the Appellant/s : Mr.Ashish Giri, Sr. Advocate
 For the Union of India : Mr.Rakesh Kumar, CGC
 For the Respondent/s : Mr.Mohit Agarwal, Advocate
 Mr.Akshat Agarwal, Advocate

(In Letters Patent Appeal No. 616 of 2021)

For the Appellant/s : Mr.Mohit Agarwal, Advocate
 Mr.Akshat Agarwal, Advocate
 For the Respondent/s : Mr.Ashish Giri, Sr. Advocate
 For the Union of India : Mr.Rakesh Kumar, CGC

(In Civil Writ Jurisdiction Case No. 18045 of 2021)

For the Petitioner/s : Mr.Ashish Giri, Sr. Advocate
 For the Respondent/s : Mr.Mohit Agarwal, Advocate
 Mr.Akshat Agarwal, Advocate

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI

and

HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

6 30-07-2025 **Re: LPA No(s). 593 of 2021, 616 of 2021 & CWJC No. 18045 of 2021**

Learned counsel for the appellants – *Mr. Ashish Giri*

in all these cases submitted the present litigation does not

survive for consideration in view of later development.

Accordingly, LPA No(s). 593 of 2021, 616 of 2021 and CWJC



No. 18045 of 2021 stands disposed of as it has become infructuous.

2. Pending Interlocutory Application(s), if any, stands disposed of.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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