IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19304 of 2016

CNR No. BRHC010115462016

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Ashok Madhuri Construction Pvt. Ltd. through its Proprietor Ashok Kumar Singh, aged about 48 years, son of Sri Indrashan Singh, resident of village - Horil Chapra, P.O. Chhapkahiya, Police Station - Malahi, District - East Champaran.

... ... Petitioner

Versus

1. The State of Bihar through Engineer-in-Chief (North), Water Resources Department, Irrigation Building, Patna.
2. The Chief Engineer, Water Resources Department, East Champaran, Motihari.
3. The Chief Engineer, Water Resources Department, Balmiki Nagar, West Champaran.
4. The Executive Engineer, Triveni Canal Division, Raxaul.
5. The Superintending Engineer, Tirhut Canal Circle, Raxaul.
6. The Executive Engineer, Drainage Division, Bettiah, West Champaran.

... ... Respondents

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Appearance :
For the Petitioner : Mr. Manoj Kumar Singh, Advocate
For the Respondents : Mr. A. N. Verma, GA2
: Ms. Surbhi Bhushan, AC to GA2

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CORAM: HONOURABLE JUSTICE SMT. G. ANUPAMA CHAKRAVARTHY

ORAL ORDER

14 29-10-2026 **1.** The present Writ petition has been filed for the following reliefs:

> *"(I) For issuance of writ in the nature of mandamus directing and commanding to the respondents to pay dues amount Rs.4.18 Lakhs of soil filling and Rs.43,02,802/- of compaction work on Cashere Hind Embankment from 0 to 9.93 K.M. under Triveni Canal Division,*

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Raxaul to the petitioner.

(II). For issuance of a writ in the nature of mandamus directing and commanding the respondent to pay a suitable interest on the amount holding by the respondent.

(III). And for further issuance of any other writ/writs, command/commands, order/orders as Your Lordships may deem fit and proper in the facts and circumstances of this case.”

2. The brief facts, as culled out from the Writ petition, are that the petitioner was awarded the work of soil filling for reconstruction and height performing work of the Kashera Hind Embankment from 0 to 09.93 KM under Triveni Canal Division, Raxaul. After allocation of the work, the petitioner entered into an agreement with the Executive Engineer, Triveni Canal Division, Raxaul, and completed the work in accordance with the instructions and directions of the respondents, within the stipulated time. However, the payment for the work was not made to the petitioner. Thereafter, the petitioner addressed several letters

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and representations to the authorities requesting for payment, but no payment was made. Being aggrieved by the same, the present Writ petition has been filed.

3. A detailed counter affidavit and a supplementary counter affidavit were filed on behalf of the respondents. The contents of the supplementary counter affidavit disclose that the due amounts were paid to the petitioner. Further, the petitioner enclosed the “No Objection Certificate” on the Field Measurement Book, and the admitted dues have been paid which were duly received by the petitioner.

4. A Comprehensive Financial Management System payment status report of Government of Bihar has also been annexed to the supplementary counter affidavit, which clearly discloses that an amount of Rs. 4,18,326/- has been credited to the petitioner's SBI bank account and that the payment was successful. Therefore, nothing remains for further adjudication.

5. With the above said observation, the

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Writ petition stands disposed of.

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

(G. Anupama Chakravarthy, J)

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