

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10968 of 2025

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Amit Kumar, S/O- Umeshwar Singh, the Director, M/S Guruwar Builders and Developers Pvt Ltd, Laxmi Complex, ward no. 12, near over bridge, Gaya road, P.S.- Amba, Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary. Department of Education, Government of Bihar, Patna.
2. The Chairman, Bihar State Educational Infrastructure Development Corporation Ltd. Siksha Bhawan, Bihar Rashtrabhasha Parishad Campus, Acharya Shivpujan Sahay Path, Patna.
3. The Chief Engineer, Bihar State Educational Infrastructure Development Corporation Ltd. Siksha Bhawan, Bihar Rashtrabhasha Parishad Campus, Acharya Shivpujan Sahay Path, Patna.
4. The Senior Accounts Officer, Bihar State Educational Infrastructure Development Corporation Ltd. Siksha Bhawan, Bihar Rashtrabhasha Parishad Campus, Acharya Shivpujan Sahay Path, Patna.
5. The Executive Engineer, Bihar State Educational Infrastructure Development Corporation Ltd., Magadh Division, Gaya.
6. The Deputy Manager(Technical), Bihar State Educational Infrastructure Development Corporation Ltd., Magadh Division, Gaya.
7. The Headmaster, Urdu Higher Secondary School, Amjhar Sharif, Haspura, Aurangabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh, Advocate
For the State : Mr. Ajay Behari Sinha, GA-8

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
and
HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER
(Per: HONOURABLE MR. JUSTICE SUDHIR SINGH)

3 06-05-2026 Heard learned counsel for the parties.

2. Following is the relief sought for in the present writ
application :

"1. That this writ application is being



filed for the issuance of Writ of MANDAMUS, commanding the respondent authorities particularly respondent no. 2 to 4 to forthwith return the earnest money deposit amount (EMD) Rs 3,75,000/- which was deposited against tender notice no 79 year 2019-2020 for construction of G+2 school building at Urdu Higher Secondary School, Amjhar Sharif, Haspura, Aurangabad, Group No SSS 1036, at serial no 7, but land or construction of above building has not been made available by the respondent authority and more than five years have passed and there is no possibility for availability of land.

AND, for issuance of appropriate Order or Orders, Direction or Directions for which the petitioner may be found entitled to."

3. Upon perusal of records, it appears that petitioner has made a representation vide Annexure-P/7 before the Executive Engineer (respondent No. 5) for redressal of his grievance, which is still pending consideration.

4. Considering the fact that the representation is still pending before respondent No. 5, the respondent No. 5 is directed to consider and dispose of the same by passing an appropriate order, in accordance with law, preferably within a period of eight weeks from the date of receipt/production of a copy of this order, after affording due opportunity of personal hearing to the petitioner.

5. With the aforesaid observation, the present writ application stands disposed of.



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

(Sudhir Singh, J)

(Shailendra Singh, J)

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