

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9836 of 2026

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Awinash Kumar Singh @ Awinash, aged about 53 years (Male), Son of Late Bharath Singh, Resident of village and P.O-Bhour, P.S. Khaira, District-Jamui, Bihar Managing Director Darshani Construction Pvt. Limited Govt. Contractor and Order Supplier in Bihar/Jharkhand.

... .. Petitioner

Versus

1. The State of Bihar through the Secretary, Rural Works Department Government of Bihar, Patna.
2. The Engineer-in-Chief, Rural Works Department, Govt. of Bihar Vishwasaraiya Bhawan, Patna, Bihar.
3. The Chief Engineer, Rural Works Department, Bhagalpur Division, District-Bhagalpur.
4. The Superintending Engineer, Works Division, Bhagalpur, Rural Works Department, District-Bhagalpur.
5. The Executive Engineer, Rural Works Department, Banka-I Division, Banka, District-Banka.
6. The Executive Engineer, Rural Works Department at Kharagpur, Tarapur, District-Munger.

... .. Respondents

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Appearance :

For the Petitioner	:	Mr. Pankaj Kumar Sinha, Advocate
For the Respondent/s	:	Mr. Kinkar Kumar, S.C.-09, Ms. Vagisha Pragya Vakaknavi, A.C. to S.C.-09

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

2 13-07-2026 Heard learned counsel for the petitioner and learned counsel for the respondents.

2. The following reliefs have been sought by the petitioner in the present writ application:-



“1. For issuance of writ in the nature of Mandamus or any other writ/writs, order/orders, direct the respondent authority to reconsider the Tender I.D.147172 Banka Jamdaha Road to Madya Nishedh Office in favour of petitioner, in which respondent authority vide Letter No. 528 dated 19.5.2026, Letter issued by the office of Chief Engineer-3, Bhagalpur, Rural Works Department, Bhagalpur has found not fit for Technical Bid on the basis of Payment Certificate annexed by the petitioner in which Memo Number is not mentioned and also direct to participate the petitioner in re-Tender or any Tender of Rural Works Department.”

3. It appears from the records that, by the impugned order dated 19.05.2026, the petitioner was directed to submit his response within a period of five working days. In compliance thereof, the petitioner submitted his reply vide Letter dated 25.05.2026 (Annexure-2). It is submitted that the said reply is awaiting consideration by the competent authority.

4. In view of the aforesaid, without expressing any opinion on the merits of the case, the respondent authorities are directed to consider the petitioner's reply dated 25.05.2026 (Annexure-P/2) and pass an appropriate order, in accordance with law. Before passing any order, the petitioner shall be afforded an adequate opportunity of personal hearing.

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, ACJ)

(Rajesh Kumar Verma, J)

U.K./-Nitesh

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