

IN THE HIGH COURT OF JUDICATURE AT PATNA
COMMERCIAL APPEAL No.20 of 2025

Union of India through the General Manager, East Central Railway, Hajipur,
District- Vaishali (Bihar).

... .. Appellant/s

Versus

M/s Kamal Construction, a partnership firm through, P.O.A. Holder Shri
Subodh Kumar Singh, Mehadauli, Begusarai, District- Begusarai (Bihar).

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Satyabir Bharti, Sr. Advocate Mr. Shivaditya Dhari Sinha, Advocate
For the Respondent/s	:	Mr. Apurv Yash, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
and
HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD)

4 25-03-2026 **I.A. No.1 of 2026**

In the hearing dated 17.03.2026, Mr. Satyabir Bharti,
learned senior counsel for the appellant took some time to
respond to the preliminary objection raised on behalf of the
respondent.

2. The objection relates to the very maintainability of
the present appeal in the High Court.

3. Today, learned senior counsel for the appellant
submits, on instruction, that the appellant may be allowed to
withdraw the appeal from this Court and he may be allowed to
present the same before the appropriate court.

4. Learned counsel for the respondent has no



objection to the same.

5. Keeping in view the aforementioned submissions, the appeal is dismissed as withdrawn with liberty to the appellant to seek its remedy before the appropriate forum/court as may be advised. All the contentions are left upon to the parties.

6. Accordingly, the appeal as well as Interlocutory Application stand disposed of.

(Rajeev Ranjan Prasad, J)

(Soni Shrivastava, J)

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