



IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18412 of 2025

Avinash Kumar, S/o Uday Sharma, Resident of village Lakhanipur, P.O-
Fakharpur, Arwal, Bihar- 804401.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna - 800015.
2. The Principal Secretary, Water Resource Department, Government of Bihar, Patna - 800015.
3. The Secretary, Building Construction Department, Government of Bihar, Patna - 800015.
4. The Engineer-in-Chief, Water Resource Department, Government of Bihar, Patna- 800015.
5. The Engineer-in-Chief, Building Construction Department, Government of Bihar, Patna- 800015.
6. Executive Engineer, Flood Control Division, Dalsinghsarai Samastipur.
7. Executive Engineer, Building Construction Division, Siwan.
8. Masroom Ahmad S Construction, through its Proprietor Mohammad Shane Ali, aged about 26 yr, S/o Mohammad Salam Khan, R/o Ali Nagar, Aurangabad, Bihar, 824101.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Sourav Suman, Advocate
For the Respondent/s	:	Mr. P.K.Shahi, A.G.

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

2 27-11-2025

Heard learned counsel for the parties.

2. Following reliefs are sought for in the present writ

application:

“I. Issue an appropriate writ, order, or direction directing the Government of Bihar to conduct a comprehensive and independent inquiry into the award of tenders to Masroom Ahmad S Construction obtained on the basis of false and fabricated document in connivance with the government department officials.

II. To register an FIR and initiate a criminal





investigation against the said contractor, complicit government officials, postal employees, and others involved;

III. Direct the cancellation of contracts fraudulently obtained by the contractor and ensure that he is blacklisted from future government contracts.

IV. Order the recovery of public money already paid to the contractor through forged means.

V. Pass any other or further orders as this Hon'ble Court may deem fit in the interests of justice, equity, and good governance.”

3. The contents of Annexure P/7 to the writ application are reproduced hereinbelow:

"मुख्य अभियंता (उत्तर) का कार्यालय

भवन निर्माण विभाग, बिहार, पटना।

पत्रांक:-भ 0 उ 0 वि0/यो0 (विविध)-41/2025 4048 पटना, दिनांक- 15/9/2025

प्रेषक,

ई० रामाज्ञा कुमार,

मुख्य अभियंता (उत्तर)।

सेवा में.

श्री सुमित कुमार,

E-mail-avinash.singh74880@gmail.com

विषय: - भवन प्रमंडल, सिवान अन्तर्गत प्रकाशित निविदा सं०-05/BCD/Siwan/2024-25
Group No.-02. Name of work-Construction of 02(Two) Nos. Panchayat
Sarkar Bhawan at Sondhani and Sarai Padauli Panchayat in
Bhagwanpur Block in Dist-Siwan के निविदा से संबंधित परिवाद के संबंध
में।

महाशय,

उपर्युक्त विषय के संबंध में कहना है कि निविदा निष्पादन के प्रक्रिया के दौरान परिवाद हेतु समय-सीमा निर्धारित रहता है। अगर निर्धारित समय-सीमा के अन्दर परिवाद नहीं प्राप्त होता है तो निविदा का निष्पादन कर दिया जाता है। आपके द्वारा जिस विषयांकित कार्य में दिनांक-25.08.2025 को परिवाद दिया गया है, वस्तुतः वह कार्य आवंटित हो गया है एवं निर्माण कार्य प्रगति में है।

चूँकि आपके द्वारा परिवाद निर्धारित समय-सीमा के काफी दिनों बाद दिया गया है, इसलिए इसपर विचार नहीं किया जा सकता है।

सूचनार्थ।

विश्वासभाजन,

Sd/

(रामाज्ञा कुमार)

मुख्य अभियंता (उत्तर)।





4. Upon perusal of Annexure-P/7, it appears that the matter relates to a private dispute and not a public interest issue. Therefore, we find no merit in the present writ application and accordingly, the same stands dismissed.

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

(Sudhir Singh, ACJ)

(Rajesh Kumar Verma, J)

Sujit/-

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