

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5499 of 2011

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Smt.Rita Devi, wife of Ganga Prasad, daughter of Manik Lal Rajak, resident of mohalla-Lal Mothi, Katihar, P.O. and P.S.-Katihar, District-Katihar.

.... Petitioner/s

Versus

1. The State of Bihar
2. Additional Collector, Katihar, District-Katihar.
3. D.C.L.R., Katihar, District-Katihar.
4. Circle Officer, Katihar, District-Katihar.
5. Smt.Sona Devi, wife of Sri Mahesh Ram, daughter of Marai Lal, resident of Anathalay Road, Katihar, P.O. and P.S.-Katihar, District-Katihar, presently resident of village-Bag-Dulhan, P.O.-Hajipur, P.S.-Hajipur, District-Vaishali.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr.S.S. Dwivedi, Sr.Adv.
Mr.Ranjan Kumar Dubey
Mrs. Sangeeta Sharma
Mr. Rakesh Chandra
Mr.Satyendra Shukla
Mr.Parth Gaurav

For the Respondent nos.1to4 : Mr. S.Raza Ahmad, AAG-9
Mr.Md.Anisul Haque, AC to AAG-9

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

5 01-09-2015 The petitioner is aggrieved by the order dated 07.01.2011 (Annexure-1) passed in Mutation Revision Case No.862 of 2004-05 by the Additional Collector, Katihar, whereby the aforesaid revision case filed on behalf of the petitioner has been dismissed and the order dated 04.03.2004 (Annexure-2) passed in Mutation Appeal No.173 of 2003-04 by the D.C.L.R., Katihar has been affirmed.

In the considered opinion of this Court against the order impugned, the petitioner has an alternative and efficacious remedy before the learned Bihar Land Tribunal, Patna in view of the provisions contained in Section 9 of the Bihar Land Tribunal Act, 2009.

In above view of the matter, the learned senior counsel appearing on behalf of the petitioner seeks permission to withdraw the present writ petition with a liberty to approach the learned Bihar Land Tribunal, Patna for grant of appropriate relief(s).

Permission is accorded.

The writ petition stands dismissed as withdrawn with the liberty aforesaid.

(Birendra Prasad Verma, J)

Arvind/-

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