

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.78 of 2008**

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1. Sirajuddin, son of Late Alijan (Traceless)
  2. Zaibun Nisha, wife of Sirajuddin
  3. Md. Haroon
  4. Md. Israfil
  5. Abdul Mannan
  6. Noor Alam @ Kari
  7. Md. Sadique @ Sadhu
  8. Md. Badruddin
  9. Md. Asghar, all sons of Sirajuddin

All residents of village-Bathauli, P.S. Barauni, District-Begusarai

10. Rubaida Khatoon, daughter of Sirajuddin and wife of Washi Ahmad,  
resident of village- Baghingama, P.S. Barauni, District-Begusarai

.... .... Petitioners

Versus

1. The State of Bihar
2. The District Magistrate-cum- Collector, Begusarai
3. Circle Officer, Barauni Circle, District- Begusarai
4. Deputy Collector, Law, Collectorate, Begusarai
5. Deputy Collector Land Reforms (D.C.L.R.), Begusarai

----- Respondents 1<sup>st</sup> Set

6. Rafique Mian
7. Safique Mian
8. Najamuddin Mian, all sons of Hassain Mian
9. Yusuf Mian, son of Shaikh Nadir Mian
10. Soukhi Mian
11. Md. Habib, both sons of Wazir Mian
12. Kamruddin Mian
13. Qualawan Mian
14. Ramjani Mian, all sons of Jeet Mian
15. Shiv Nandan Choudhary
16. Achelal Choudhary, both sons of Jhari
17. Md. Wali Ahmad, son of Nijamuddin
18. Sagir Mian, son of name not known
19. Md. Gaffr Mian
20. Md. Akhtar
21. Md. Sattar, all sons of Mokhta Mian
22. Sheikh Siroj
23. Sheikh Muslim
24. Md. Illias, all sons of Sheikh Tito

All ( 6 to 24) are residents of village- Bathauli, Police Station-Barauni, District- Begusarai

----- Respondents 2<sup>nd</sup> Set.

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**Appearance :**

For the Petitioner/s : Mr. Abdul Wadood  
For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

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5 23-02-2015

Learned counsel for the petitioners makes a prayer for directing to transfer the record of the case to the Bihar Land Tribunal since the matter relates to dispute under the provisions of Bihar Privileged Persons Homestead Tenancy Act, 1947, which is a schedule Act under Section 9 of the Bihar Land Tribunal Act, 2009.

Accordingly, in view of proviso to Section 15 of the Bihar Land Tribunal Act, the Registry is directed to transmit the record of the case to the Bihar Land Tribunal Forthwith.

NKS/-

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**(Rakesh Kumar, J)**