

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.665 of 2009

Mithilesh Kumar Singh, son of late Satya Naryan Singh, resident of Village – Naripa, P S – Rajoun, District – Banka.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Collector, Bnaka, Distirct – Banka.
3. The Anchal Adhikari, Rajoun, District – Banka.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. MRITUNJAY PRASAD SINGH 2

For the Respondent/s : Mr. (GA5)

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 31-07-2015

Since the State has chosen not to file any counter affidavit ever since filing of the writ application on 14.01.2009 and despite a direction issued even on 2.7.2015, the Court is left with no option but to allow the writ application and direct the respondents not to disturb the petitioner by encroaching over the land i.e. Old Plot No.464, situate in Village - Naripa, Thana No. 407, Anchal – Rajoun, in the district of Banka. If there are any fall outs upon the administration because of the present order, the responsibility lies upon the District Magistrate, Banka and the Anchal Adhikari.

Writ application is allowed.

(Ajay Kumar Tripathi, J)

R.K.Pathak/-

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