

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.789 of 2015

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1. Shiv Ratan Singh son of Late Ram Bilas Singh resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
 2. Chitranjan Sharma son of Late Nathuni Sharma resident of Mohalla- Lakhibagh, Near- Bulla Shahid, P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
 3. Ranjan Kumar son of Late Kameshwar Singh resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
 4. Rajinder Singh son of Late Hari Singh resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
 5. Kaushal Kumar son of Late Ram Janam Sharma resident of Mohalla- Lakhibag, Near- Bulla Shahid, P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
 6. Brajesh Kumar son of Ram Naresh Sharma resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.

.... Petitioners

Versus

1. The State of Bihar through the Chief Secretary, Bihar, Patna.
2. The Principal Secretary, Department of Home, Government of Bihar, Patna.
3. The Commissioner, Magadh Range, Gaya.
4. The District Magistrate, Gaya.
5. The Sub-Divisional Officer, Sadar, Gaya.
6. The Circle Officer, Manpur, Gaya.
7. The Officer-in-Charge, Mofassil Police Station, Gaya.
8. Anil Singh son of Late Ram Charan Singh resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District Gaya.
9. Ashok Singh son of Late Ram Charan Singh resident of Mohalla- Vishnu Vihar, Near- J. J. College, Gaya P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.
10. Ram Nandan Singh son of Late Chandrika Singh resident of Mohalla- Lakhibagh, Near- Bulla Shahid, P.O. Buniyadganj, Police Station- Mofassil, District- Gaya.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar, Advocate
For the Respondents : Mr. Government Advocate No. IX
For the Respondent Nos. 8 to 10 : Mr. Mukesh Kumar No.-1, Advocate

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH)

Date: 15-12-2015

The grievance of the petitioner in the present proceeding,

in the nature of *Public Interest Litigation* brought under Article 226 of the Constitution of India, relates to illegal encroachment on the public land in the nature of pathway, situated at mohalla-Vishnu Vihar, near J.J. College, Gaya.

Dealing with the grievance of illegal encroachments on the public land, we have issued directions in detail to be followed by the competent authority under Section 133 of the Cr.P.C. and all concerned vide order, dated 24.11.2015, passed, in C.W.J.C. No. 4309 of 2015, in the case of **Sanjay Jha v. the State of Bihar & Ors.** The directions apply in the present dispute also.

This application stands disposed of in terms of the said order with a direction to the District Magistrate, Gaya to take steps as may be required to be taken by him, in accordance with the directions given in the said order.

(I. A. Ansari, ACJ)

(Chakradhari Sharan Singh, J)

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