

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.4503 of 2014

IN

Civil Writ Jurisdiction Case No. 23033 of 2012

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1. Chandrabhas Choudhary, son of Late Ram Kedar Choudhary.
 2. Veena Devi, wife of Chandrabhas Choudhary.
 3. Avinash Choudhary, son of late Mahesh Choudhary.
 4. Sanjay Choudhary, son of late Mahesh Choudhary. All resident of village - Pokhram, P.S. - Biraul, District -Darbhanga (Bihar).

.... Petitioner/s

Versus

1. The state of Bihar through Sri Kumar Ravi, the District Magistrate, Darbhanga (Bihar).
2. Sri Mannu Maharaj, the Senior Superintendent of Police, Darbhanga (Bihar).
3. Sri Shailendra Kumar Bharti, the Sub-Divisional Magistrate, Sub-Division - Biraul, District - Darbhanga (Bihar).
4. Sri Dhir Balak Rai, the Circle Officer, Biraul, District - Darbhanga (Bihar).
5. Sri Anjani Kumar, the Sub Divisional Police Officer, Benipur, District - Darbhanga (Bihar).
6. Sri Madan Prasad Singh, the Station House Officer, Police Station - Biraul, District - Darbhanga (Bihar).
7. Jeebachh Sada son of Late Dhodhai Sada.
8. Kamlesh Sada son of Lochan Sada.
9. Dhandeo Sada son of Chalitra Sada.
10. Madhuri Sada son of Ramdhanik Sada.
11. Madhu Sada son of Dhodhai Sada.
12. Kaikun @ Bauku Sada son of Nathuni Sada.
13. Ram Lal Sada son of Lakhan Sada.
14. Sadhu Sada son of Late Dhodhai Sada.
15. Ram Udgar Sada son of Ram Ram Lakhan Sada.
16. Lal Babu Sada, son of Jugat Sada.
17. Jeebachh Sada son of Nanhku Sada.
18. Salwar Sada son of Lakhan Sada.
19. Bhatu Sada son of Ramjee Sada.
20. Yogi Sada son of Chumna Sada
21. Suresh Sada son of Prayag Sada.
22. Ajay Sada son of Guduri Sada. Serial No. 07 to 22 all are resident of village - Kataiya Mushahari, Dakshint Pokhram, P.S.- Biraul, District - Darbhanga (Bihar).

.... Opp. Party/s

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Appearance :

For the Petitioners : Mr. Ram Suresh Rai, Sr. Advocate
Mr. Dharmendra Jha, Advocate

For the State : Mr. Sanjay Kumar Ojha, AC to GP-18

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA

ORAL JUDGMENT

Date: 22-07-2015

In the light of my order dated 15.07.2015, Sub-Divisional Officer, Biraul is present and states that encroachment from the lands, which was the subject matter of a proceeding under Section 145 Cr.P.C. bearing Case No. 309/2012 has been removed in the light of the order declaring possession of the petitioner as the encroachments were made during pendency of that proceeding. In support of the aforesaid statement photograph and compact disc of the entire operation is made available to this Court, which is returned to the S.D.O. as he has undertaken that in future also he will ensure removal of the encroachment as and when any miscreant will try to raise hut over the lands in question and is also securing the land with barbed wire. Petitioners on their own should take steps to protect their property from the onslaught of the miscreants.

With the observation and direction aforesaid, the contempt petition is disposed of.

(V.N. Sinha, J)

Rajesh/-

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