

Shamblal
Chakraborty

1. The
2. The
3. The
4. The
5. The
6. The

.... Petitioner

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Principal Home Secretary, Government of Bihar, Patna
3. The Secretary, Revenue & Land Reforms, Government of Bihar, Patna
4. The Commissioner, Darbhanga Pramandal, Darbhanga
5. The District Magistrate, Samastipur
6. The Superintendent of Police, Samastipur
7. The Sub - Divisional officer, Samastipur
8. The Sub - Divisional Police Officer, Samastipur
9. The Circle Officer, Warisnagar, Samastipur
10. The Station House Officer, Warisnagar, Samastipur
11. Sukhdeo Mahto Son of Shiv Lal Mahto
12. Rajendra Mahto Son of Late Bhubneshwar Mahto
13. Mahadeo Mahto Son of Saryug Mahto
14. Umesh Kumar Son of Late Dhanichand Mahto

All are resident of village - Mannipur, P.S. Warisnagar, District - Samastipur

.... Respondents

For the Petitioner : Mr. Manoj Kumar Singh,
Mr. Dilip Kumar Roy, Advocate
For the State : Mr. Dharendra Kumar, A.C. to A.A.G. 10

2 03-02-2016 In view of the limited prayer made by the petitioner at the time of hearing, this writ application is being disposed of with a liberty to the petitioner to approach the respondent no.9, the Circle Officer, Warisnagar, Samastipur by filing an application under the Bihar Public Land Encroachment Act, 1956. Thereafter, the Circle Officer would be required to make necessary inquiry

and if he is *prima facie* satisfied that there is some encroachment upon the concerned public land then steps would be required to be taken in accordance with the procedure laid down under the aforesaid Act and bring the proceeding to its logical conclusion expeditiously preferably within a period of six months thereafter.

However, if he is not satisfied that there is any encroachment upon the concerned public land then he would be required to pass a reasoned order which should be communicated to the petitioner immediately.

(Dr. Ravi Ranjan, J)

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