

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2028 of 2016

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Md. Nasiruddin, Son of Md. Sheikh Habib, resident of village - Baruraj Tola
Mehandinagar, Bankat, P.S. Baruraj, District - Muzaffarpur

.... Petitioner

Versus

1. The State of Bihar through District Magistrate, Muzaffarpur
2. The District Magistrate Cum Collector, Muzaffarpur
3. The Sub - Divisional officer, West, District Muzaffarpur
4. The Anchal Adhikari, Anchal - Motipur, District - Muzaffarpur
5. The Anchal - Nirishak, Motipur, District - Muzaffarpur
6. The Halka Karamchari, Halka No. 8, Anchal - Motipur, District - Muzaffarpur
7. Md. Jamaluddin Shah S/o Late Eqbal Shah
8. Tabarak Hussain, S/o Late Eqbal Shah,
Both resident of village - Baruraj Tola Mehandinagar, Bankat, P.S. Baruraj

.... Respondents

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Appearance :

For the Petitioner	:	Mr. Raghib Ahsan, Sr. Advocate Mr. Nafisuzzoha, Advocate
For the State	:	Mr. Khurshid Alam, A.A.G. 12

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

Date: 21-12-2016

Learned counsel for the petitioner is permitted to make
necessary correction with respect to the number of Annexure to the
supplementary affidavit.

Heard.

It is apparent from Annexure 9 appended with the
supplementary affidavit filed on behalf of the petitioner that
encroachment case no.3/13-14 is yet to be brought to its logical
conclusion.

Accordingly, this writ application stands disposed of,



without going into the merit of the case, with a direction to the Circle Officer, Motipur to bring the aforesaid encroachment case to its logical conclusion within a period of three months from the date of receipt/production of a copy of this order.

It is made clear that if Annexure 9 has been issued without passing any final order or without granting reasonable opportunity to the alleged encroachers to present their case, another opportunity should be given to them and then final order should be passed. Thereafter, appropriate action in accordance with law should be taken so that the case concerned be brought to its logical conclusion.

(Dr. Ravi Ranjan, J)

Sanjay-II/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	06.03.2017
Transmission Date	NA

