

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5389 of 2015

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1. Ramjee Prasad, son of Late Bhola Yadav resident of village Mahadeo Bigha,
Post chakand, District- Gaya.

.... Petitioner

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar Patna.
2. District Magistrate, Gaya.
3. Sub-Divisional Officer, Tekari Sub- Division Tekari, District- Gaya.
4. Circle Officer Tekari, Tekari Circle District Gaya.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar No.-4

For the Respondent/s : Mr. Jai Shankar Barnwal, GA-5

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

JUDGMENT AND ORDER

ORAL

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 30-01-2016

Heard Mr. Ashok Kumar No.4, learned counsel for the
petitioner, and Mr. Jai Shankar Barnwal, learned GA-5, appearing for
the State-respondents.

The grievance of the writ petitioner, made in this writ
petition, under Article 226 of the Constitution of India, in the nature
of Public Interest Litigation, relates to encroachment of public
path/public road.

Having regard to the facts pleaded in this writ petition, the
materials on record and, having heard learned counsel for both the

parties, we find that the subject matter of this writ petition is fully covered by the observations made, and the directions given by us in the order, dated 24.11.2015, passed in C.W.J.C.No. 4309 of 2015 (**Sanjay Jha Vs. The State of Bihar and Others**), reported in 2016 (1) PLJR 248.

In view of the above and in the interest of justice, it is hereby directed that respondent No.2, namely, District Magistrate, Gaya and respondent No.3, namely, Sub-Divisional Officer, Tekari Sub-Division, Tekari, District Gaya, shall act, in the present matter, in accordance with law, keeping in view the observations made and the directions given in the order, dated 24.11.2015, aforementioned.

In view of the above, this writ petition is accordingly disposed of.

(I. A. Ansari, ACJ)

(Chakradhari Sharan Singh, J)

A.I./-

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