

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7406 of 2015

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1. Sunil Kumar Goswami, son of Late Mahadeo Goswami, resident of Village-Janidih, P.S.- Ghogha, District- Bhagalpur.

.... Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Department of Revenue and Land Reform, Government of Bihar, Patna.
2. The Principal Secretary, Department of Rural Development Department, Government of Bihar, Patna.
3. The Divisional Commissioner, Bhagalpur Division, Bhagalpur.
4. The District Magistrate, Bhagalpur, District- Bhagalpur.
5. The Sub-Divisional Officer, Kahalgaon, District- Bhagalpur.
6. The Circle Officer, Kahalgaon, District- Bhagalpur.
7. The Officer-in-charge, Ghogha, District- Bhagalpur.

.... Respondents

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Appearance :

For the Petitioner : Mr. Abhay Kumar Thakur

For the Respondents: Mr. J.S. Barnwal, GA-5

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
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JUDGMENT AND ORDER

ORAL

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 04-02-2016

Heard Mr. Abhay Kumar Thakur, learned counsel for the petitioner, and Mr. J.S.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 case of **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.4, namely, District Magistrate, Bhagalpur, and respondent No.5, namely, Sub-Divisional Officer, Kahalgaon, District Bhagalpur, 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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