

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.25352 of 2013

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1. Rajdeo Prasad Son Of Baleshwar Prasad R/O - Jai Prakash Nagar Road
No. – 2B, Gewal Bigha, P.S. - Civil Lines, District - Gaya

.... Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Department, Home, Bihar, Patna
3. The District Magistrate, Gaya
4. The Senior Superintendent Of Police, Gaya
5. Manoj Kumar Son Of Late Kishori Prasad Resident Of Mohalla - Raj
Colony Bangla Sthan, House Of Nagendra Prasad, P.S. - Kotwali, District -
Gaya
6. Pushpendra Kumar Son Of Late Kishori Prasad Resident Of Mohalla -
Raj Colony Bangla Sthan, House Of Nagendra Prasad, P.S. - Kotwali,
District - Gaya

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sheo Jee Mishra

For the Respondent/s : Mr. Dhurjati Kr Prasad

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 19-07-2016 Heard Mr. Sheo Jee Mishra for the petitioner and Mr.

Dhurjati Kumar Prasad for the State.

The writ application seeks a direction upon the private
respondent(s) to refrain from interfering with the properties of
the deceased wife of the petitioner. The private respondent(s) are
related to the deceased wife of the petitioner. On perusal of the
records, it appears that a dispute of title between two individuals
exists.

The counsel for the State on the basis of the averments

made in the counter affidavit has pointed out that an FIR for the alleged illegal acts of the private respondent(s) was filed by the petitioner in which final form was submitted and the accused(s) were not sent up for trial.

Having appreciated the difficulty of the Court in resolving such dispute in exercise of a writ jurisdiction, Mr. Mishra has fairly stated that the application is permitted to be withdrawn enabling the petitioner to ventilate his grievance before appropriate Authority/Forum in accordance with law.

The writ application is permitted to be withdrawn with the said liberty.

(Kishore Kumar Mandal, J)

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