

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.958 of 2016**

=====

Rameshwar Prasad Ranjan S/o Late Shivjee Prasad, Resident of Village- Simri Bakhtiyarpur Total, Rangmiya, Samdrithi Nivash, P.S.- Bakhtiyarpur, District- Saharsa.

.... .... Petitioner

Versus

1. The Union of India through the Chairman Railway Board, Railway Bhwan, New Delhi
2. General Manager, East Central Railway, Hajipur
3. Divisional Railway Manager (Commercial) Samastipur
4. Divisional Superintendent N.E.N. Samastipur.

.... .... Respondents

=====

**Appearance :**

For the Petitioner : Mr. Arun Kumar, Advocate  
For the State : Mr. Bijoy Kumar Sinha, Advocate

=====

**CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN**

**ORAL JUDGMENT**

**Date: 27-04-2016**

Heard parties.

Grievance of the petitioner is that by a general notice, after giving three days time, he is being forced out of the railway land on which he is running the stone chips, sand and coal business right from the 1977.

However, learned counsel for the railways points out that the petitioner himself in his representation has stated that if time is given, he will vacate the premise. But learned counsel for the petitioner submits that even this is not given by the railway authorities and upon his representation also, no decision has been taken.

In the aforementioned facts and circumstances of the case, this writ application is being disposed of with a direction to the competent authority of the railway to take a decision in accordance with law upon the representation filed by the petitioner before proceeding to remove encroachment or his alleged unauthorized occupation.

**(Dr. Ravi Ranjan, J)**

Sanjay-II/-

|   |  |  |  |
|---|--|--|--|
| U |  |  |  |
|---|--|--|--|