

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5728 of 2016

Dr. Arun Kumar

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra

For the Respondent/s : Mr. Sunil Kumar, AC to GA -12.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 15-09-2016

Heard learned Counsel for the parties concerned.

Considering the fact that in order to evict the encroachers from the land, which forms the subject matter of this writ petition, filed in the form of Public Interest Litigation, an encroachment proceeding, giving rise to Encroachment Case No. 04/2016-17, has already been initiated by the State-respondent, we are of the view that this Public Interest Litigation cannot be proceeded further and must be closed with appropriate direction to the respondents.

In view of the above and in the interest of justice, it is hereby directed that the State-respondent, particularly, respondent No. 4, namely, the District Magistrate, Patna, and respondent No. 7, namely, the Circle Officer, Patna, shall ensure that the

encroachment case, above is brought to its logical conclusion in accordance with law, preferably, within a period of three months from today. On completion of the encroachments proceeding, the action taken, in terms of the decision, shall be communicated, in writing, to the Registrar General of this Court by the respondent No. 4, namely, the District Magistrate, Patna.

With the above directions, this Public Interest Litigation is closed with liberty granted to the petitioner to approach this Court with appropriate application, in future, if situation so warrants.

(I.A. Ansari,CJ)

(Samarendra Pratap Singh, J)

sunil/-

U			
---	--	--	--