

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.20885 of 2014

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Binda Mahto, Son of Raj Bibhishan Mahto, resident of village- Ojha Mathiya,
P.S.- Manjhauliya, District- West Champaran

.... Petitioner

Versus

1. The State of Bihar
2. Anchaladhikari, Manjhauliya
3. Dy Collector Land Reforms, Bettiah
4. Sub-Divisional Magistrate, Bettiah
5. District Magistrate, Bettiah
6. Jang Bahadur Sah
7. Teja Sah
8. Bir Bahadur Sah
6 to 8 are sons of Kamal Sah
9. Bachu Sah @ Raj Kumar Sah, Son of Dahari Sah
10. Dhrub Sah, son of Dasai Sah
11. Kali Sah, son of Hassan Sah
12. Bij Sah, son of Adalti Sah
13. Hira Lal, Son of Gaya Nath Sah
14. Balash Mahton, Son of Late Jatan Mahto
15. Jay Narayan Mahto, S/o Late Sukhdeo Mahto,
16. Akwal Mahton, S/o Late Bhanu Mahto
17. Bhola Mahton, S/o Late Sukhdeo Mahto
18. Jagar Nath Prasad, S/o Late Nakli Pd.
All 6 to 18 are resident of Village- Ojha Mathiya, P.S.- Manjhauliya, District-
West Champaran

.... Respondents

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Appearance :

For the Petitioner : Mr. Arbind Kumar Sharma, Advocate
For the State : Mr. Manish Kumar, A.C. to A.A.G. 6

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

Date: 18-11-2016

Heard parties.

Petitioner claims that the private respondents have
illegally encroached the public land which is in the nature of “Aam
Rasta”, School and pond which is 8 decimals of land of plot no.402



appertaining to khata no.224.

It is contended that though, after an application was filed before the Circle Officer, notice was issued upon the encroacher but there is no progress in the encroachment case and even case number is not known. It is further contended that despite representation having been filed before the District Magistrate concerned, nothing has been done.

Accordingly, I direct the Circle Officer, Manjhauliya, West Champaran, Bettiah, without going into the merit of the case, to bring the encroachment case concerned to its logical conclusion in which notices have been issued vide Annexure 1 to the writ petition within a period of 6 months after granting reasonable opportunity to all the concerned including the private respondents.

This disposes of the writ petition.

(Dr. Ravi Ranjan, J)

Sanjay-II/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	12.01.2017
Transmission Date	NA

