

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.4063 of 2015

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1. Md. Shamshuzzoha Khan, Son of Late Aziz Khan, resident of village-Bheluchak, P.O. Kabirchak, P.S. Sadar, Anchal Sadar, District Darbhanga

.... Petitioners

Versus

1. The State of Bihar through District Magistrate, Darbhanga
2. Additional Collector, Darbhanga
3. Sub-divisional Officer (S.D.O.), Sadar, District Darbhanga
4. D.C.L.R., Sadar, Darbhanga
5. Circle Officer, Sadar, Darbhanga
6. Senior Superintendent of Police, Darbhanga
7. Superintendent of Police, Darbhanga
8. Dy. Superintendent of Police, Darbhanga
9. S.H.O., Sadar Police Station, District Darbhanga

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Md. Shahnawaz Ali

For the Respondent/s : Mr. AJAY, GA-12

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

JUDGMENT AND ORDER

ORAL

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 04-02-2016

Heard Mr. Md. Shahnawaz Ali, learned counsel for the petitioner, and Mr. Ajay, learned GA-12, 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.2, namely, Additional Collector, Darbhanga, and respondent No.3, namely, Sub-Divisional Officer, Sadar Darbhanga, 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)

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