

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8852 of 2015

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1. Md. Farooque Alam, S/o Late Md. Quasim
 2. Dwarika Singh, Son of Late Karamchand Mahto
 3. Ekbal Gani, Son of late Abdul Mannan
 4. Suraju Prasad, Son of late Bihaspat Singh, All resident of Village-
Lodipur, P.O+ P.s Khusarupur, District Patna.

.... Petitioners

Versus

1. The State of Bihar
2. The State of Bihar through the Principal Secretary, social welfare
Department, Government of Bihar, Patna
3. The Director , I.C.D.S , Patna
4. The Collector , Patna
5. The sub-Divisional Officer, patnacity, Patna.
6. The Additional Collector, Land Reforms, Patna.
7. The Superintendent of Police (Rural), Patna.
8. The Sub-Divisioal Police Officer, Fatuha, Patna.
9. The Inspector of Police, Fatuha , Patna.
10. The Circle Officer, Khusarupur, Patna.
11. The Block Development Officer, Khusarupur, Patna.
12. Dr. Shabina Rehan, wife of Md. Kamran Village- Lodipur, P.O+P.s-
Khusarupur District Patna.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Jawed Gaffar Khan
For the Respondent/s : Mr. Partha Sarthi- GA-11

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE SAMARENDRA PRATAP
SINGH

ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

3 02-02-2016 Heard Mr. Rakesh Kumar Saurendra, learned counsel for

the petitioners, and Mr. Partha Sarthi, learned GA-11, appearing

for the State respondents.

Having regard to the fact that the present writ petition,

made under Article 226 of the Constitution of India, in the form of

Public Interest Litigation, involves disputed question of fact, the Public Interest Litigation is not an appropriate proceeding.

In view of the above, this writ application shall stand disposed of with liberty granted to the petitioners to take recourse to provisions of Section 133 of the Code of Criminal Procedure and/or to institute appropriate suit in a civil Court of competent jurisdiction.

(I.A. Ansari, ACJ)

(Samarendra Pratap Singh, J)

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