

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3485 of 2013

=====

Nripendra Kumar, Secretary, Prabhat Nagar Grih Nirman Samiti, Patna S/O
Late Shree Chand Sinha R/O A/36, Vijay Nagar, Police Station- Patrakar
Nagar, District- Patna-26

.... Petitioner/s

Versus

1. The State of Bihar
2. The Collector, Patna
3. The Additional Collector, Patna
4. The Deputy Collector Land Reforms, Patna City, District Patna
5. The Circle Officer, Patna Sadar, District- Patna
- 6. Babulal Mahto S/O Balkishun Mahto R/O Bari Pahari, Police Station- Alamganj, District- Patna (Expunged vide order dated 16.01.2014 and substituted by his following heirs and legal representatives)**
 - 6(i) Arun Mahto**
 - 6 (ii) Pappu Mahto**
 - 6(iii) Jaharu Mahto**

6 (i) to 6(iii) are sons of Late Babulal Mahto

7. Awadhesh Mahto S/O Bikau Mahto R/O Bari Pahari, Police Station- Alamganj, District- Patna
8. The Secretary Janardan Singh Shree Krishna Niketan Grih Nirman Samiti, Lohanipur, Patna-3
9. The Bihar State Religious Board, Vidyapati Road, Patna through its Administrator

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Suraj Narayan Yadav, Advocate
For the Respondent Nos. 1 to 5 : Mr. Vijay Bharti, AC to SC 26
For the Respondent No.8 : Mr. Sanjeev Kumar, Advocate
For the Respondent No.9 : Mr. Shekhar Singh, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

8 08-01-2016

After some argument, the learned counsel appearing on behalf of the petitioner, in presence of the learned counsel appearing on behalf of the respondents, seeks permission to withdraw the present writ petition with a liberty to approach the learned Bihar Land Tribunal, Patna for grant of appropriate relief (s) with respect to the lands under dispute, as also with respect to the order impugned in the present proceeding.

Permission is accorded.

The writ petition stands disposed of as withdrawn with the liberty aforesaid.

The parties shall be at liberty to raise all the issues of facts and law before the learned Bihar Land Tribunal, Patna, which may be available to them.

If an appropriate petition is filed on behalf of the petitioner before the learned Bihar Land Tribunal, Patna within a period of six weeks from today with a certified copy of the present order and if it is found to have become barred by limitation and if any petition is filed on behalf of the petitioner for condonation of such delay, then the learned Bihar Land Tribunal, Patna shall take into consideration that on a bona fide legal advice, the present writ petition was filed before this Court on 18.02.2013 and that remained pending till date.

(Birendra Prasad Verma, J)

Tahir/-

U			
---	--	--	--