

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6070 of 2015

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1. Md. Mojib, Son of Late Hamid. null
2. Md. Hasib, son of Late HAMid. Both Residents of village- Makaili, Belgachhi, Tola- Karbala, P.O. Belgachhi, P.S. Dagarwa, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Bihar Land Tribunal, through its Registrar Department of Revenue, Govt. of Bihar, Patna.
3. The Commissioner, Purnia Division, Purnia.
4. The Sub-Divisional officer, Baisi, Purnia.
5. The Circle officer, Baisi, P.S.- Baisi, District- Purnea.
6. Md. Rahbaro Islam, son of Late Abdul Hameed. null
7. Musawwar Alam, son of Late Abdul Hameed.
8. Munawwar Husain, son of Late Abdul Hameed.
9. Mujahidul Islam, son of Late Abdul Hameed.
10. Md. Sajid, son of Late Abdul Hameed.
11. Md. Zakir, son of late Badar Ali.
12. Md. Jameel, son of late Badar Ali.
13. Md. Rafique, son of late Badar Ali.
14. Md. Shafique, son of late Badar Ali. All residents of village- Makaili, Tola- Karbala, P.O.- Makaili Balgachhi, P.S.- Dagarua, Via- Baisi, District- Purnea.
15. Ismat Jehan D/O Late Abdus Shakoor.
16. Talmat Jehan (Minor) D/O Late Abdus Shakoor.
17. Md. Shahnawaz Alam, Son of late Abdus Shakoor.
18. Musarrat Jehan, D/O Late Abdus Shakoor.
19. Keshwar Begam, D/O Late Abdus Shakoor.
20. Nusrat Jehan, D/O Late Abdus Shakoor.
21. Ismat Jehan, D/O Late Abdus Shakoor.
22. Talhal Jehan (Minor) D/O Abdus Shakoor. All residents of village- Makaili, Tola- Karbala, P.O.- Makaili Balgachhi, P.S.- Dagarua, Via- Baisi, District- Purnea.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sushanta Kumar Das, Adv.

For the Respondent Nos. 1 to 5 : Mr. Madanjeet Kumar, G.P. 20

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

2 17-09-2016

Heard.

The petitioners are aggrieved by the order dated 4th August, 2014 read with order dated 16.10.2014 passed in B.L.T.

Case No. 856 of 2013 by the learned Bihar Land Tribunal, Patna, as contained in Annexure-5 to the writ petition, whereby while allowing the aforesaid B.L.T. case filed on behalf of the private respondent no. 6 and others, the matter has been remitted back to the respondent Circle Officer, Baisi with a direction to decide the Case No. 6 of 1997-98 originally filed by the petitioners, besides others, under Section 48D of the B.T. Act.

In view of the order of remand made by the learned Tribunal and in view of the fact that the case u/s 48D of the B.T. Act shall be decided afresh in accordance with law, this Court does not feel persuaded to interfere with the impugned order passed by the learned Tribunal.

The writ petition is devoid of merit and is, accordingly, dismissed, but without costs.

(Birendra Prasad Verma, J)

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