

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.15041 of 2015

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1. Suryadeo Prasad Yadav S/o Tapi Prasad Yadav Resident of Village Bali Vishnupura, P.O. Bansohi, P.S. Mashrakh, District Saran.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Revenue Department, Government of Bihar, Patna.
2. The District Magistrate, Saran at Chapra.
3. The Sub Divisional Officer, Marhaurah, Saran.
4. The Circle Officer, Mashrakh, Saran.
5. The Block Development Officer, Mashrakh, Saran.
6. Mrs. Shashi Singh, the Mukhiya, Gram Panchayat Raj Jajauli, P.O. Bansohi, P.S. Mashrakh, District Saran, Pin Code 841417.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Madhaw Prasad Yadaw

For the Respondent/s : Mr. Jai Shankar Barnawal, GA-5

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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. Madhaw Prasad Yadaw, learned counsel for the petitioner, and Mr. Jai Shankar Barnawal, learned GA-5, 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, District Magistrate, Saran at Chapra, and respondent No.3, namely, Sub-Divisional Officer, Marhaurah, Saran, 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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