

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15575 of 2016

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1. Baij Nath Ram Son of Late Suchit Ram resident of Village- Isardhi, P.O. Babhanio, P.S.- Ayar, District- Bhojpur.
 2. Gorakh Nath Ram @ Gorakh Ram Son of Late Sukran Ram, resident of Village- Isardhi, P.O. Babhanio, P.S.- Ayar, District- Bhojpur.
 3. Dev Jwala Babu Son of Kailash Babu resident of Village- Isardhi, P.O. Babhanio, P.S.- Ayar, District- Bhojpur.
 4. Bira Lal Ram Son of Late Shivrati Ram, resident of Village- Isardhi, P.O. Babhanio, P.S.- Ayar, District- Bhojpur.
 5. Rameshwar Lal son of Late Dudhnath Ram resident of Village- Isardhi, P.O. Babhanio, P.S.- Ayar, District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Chief Secretary, Govt. of Bihar Old Secretariat Patna.
3. The District Magistrate, Bhojpur, Ara.
4. The Superintendent of Police, Bhojpur, Ara.
5. The Circle Officer, Jagdishpur, Bhojpur, Ara.
6. The B.D.O., Jagdishpur, Bhojpur, Ara.
7. Officer-In- Charge of Ayar Police Station, District- Bhojpur.
8. Shyam Bihari Singh Son of Sohawan Singh,
9. Sita Sundar Devi Wife of Shyam Bihari Singh.
10. Om Prakash Singh son of Shyam Bihari Singh
11. Jai Prakash Singh son of Shyam Bihari Singh
12. Bharat Singh Son of Baban Singh.
13. Lal Bihari Singh Son of Sohawan Singh.
14. Fuljharo Devi wife of Baban Singh, resident No. 8 to 14 are resident of Isardhi, P.O.- Babhanio, P.S.- Ayar, District- Bhojpur Ara.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Chandra Bhushan Singh, Advocate
For the Respondent/s : Md. Khurshid Alam, AAG-12

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 19-09-2016

Heard Mr. Chandra Bhushan Singh, learned Counsel,

appearing on behalf of the petitioners, and Md. Khurshid Alam,

learned Additional Advocate General No.12, appearing on

behalf of the State-respondents.

Considering the fact that this writ petition, which has been filed, in the nature of Public Interest Litigation, under Article 226 of the Constitution of India, brings it out that the land, which forms part of the land of cremation ground, are being encroached upon, we close this writ application with a direction to the respondents, particularly, respondent No.3, namely, District Magistrate, Bhojpur at Ara, to ensure that the encroachers are removed within a period of four months from today and, upon removal of encroachers, a report, in writing, shall be submitted by respondent No.3, namely, District Magistrate, Bhojpur at Ara, to the Registrar General of this Court.

In terms of the above observations and directions, this application shall stand disposed of.

Let a copy of this order be made available to the learned Counsel for the petitioner for being transmitted to the District Magistrate, Bhojpur at Ara.

Let also a copy of this order be sent by FAX to the District Magistrate, Bhojpur at Ara.

(I.A. Ansari,CJ)

(Anjana Mishra, J)

Mkr./-

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