

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1878 of 2015
IN
Civil Writ Jurisdiction Case No. 1981 of 2015**

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1. Hira Lal Sah, S/o Late Jai Ram Das Sah
2. Pawan Kumar Sah, S/o Late Krishna Lal Sah
3. Pradeep Kumar Sah, S/o Late Moti Lal Sah
All residents of Village - Shermari, P.S. Pirpainti, District - Bhagalpur, Presently
residing at - Jai Ram Das Sah Road, P.S. - Malsalami, Patna City, District - Patna.

.... Appellant/s

Versus

1. The State of Bihar.
2. The Collector, Bhagalpur, District - Bhagalpur.
3. The Revenue Officer, Bhagalpur, District - Bhagalpur.
4. The Asst. Settlement Officer, Bhagalpur, District - Bhagalpur.
5. The Chairman, Bihar Land Tribunal, Chitkohra, Patna.
6. Sri Sri Gaushala Pirpainti through its Secretary, Jai Prakash Agrawal, Village -
Shermari, P.S. - Pirpainti, District - Bhagalpur.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Rajeev Sah, Adv.
Mr. Waliur Rahman, Adv.
For the State : Mr. Subhash Pd. Singh, GA-3
Mr. Indeshwari Pd. Mandal, AC to GA-3

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**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)
Date: 06-09-2017

Heard learned counsel for the appellants and the State.

Appeal is dismissed.

In terms of the direction of the learned Single Judge, a
suit has already been filed which will be decided on its own merits
depending on the evidence which will be produced before the said
forum. Order of the learned Single Judge was passed in the factum of



the dispute and the pleadings before the Writ Court. That cannot form the basis for any declaration or rejection of any declaration.

(Ajay Kumar Tripathi, J)

Arvind/-

(Rajeev Ranjan Prasad, J)

AFR/NAFR	
CAV DATE	
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