

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1186 of 2016
IN
Civil Writ Jurisdiction Case No. 7520 of 2004**

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Sri Ram Sahani, son of Late Budhu Sahani, resident of Village Karanpur Bochahan
Tola, Kakra Chak, P.O. and P.S.- Bochahan, District- Muzaffarpur

.... Petitioner - Appellant

Versus

1. The State of Bihar
 2. The Member, Board of Revenue, Bihar, Patna
 3. The Additional Collector, Muzaffarpur
 4. The Deputy Collector of Land Reforms, Muzaffarpur
.....Respondent 1st Party – Respondents 1st Party
 5. Abdul Majid son of Late Nisarath Hussain, resident of village Ratanpura, P.O.
Gharbhara, P.S.- Bochahan, District- Muzaffarpur
.....Respondent 2nd Party – Respondent 2nd Party
..... (Transferee)
 6. Sri Ram Brikshna Sahani
 7. Sri Rajendra Sahni
- Both are sons of Late Lakshman Sahni, resident of village Karanpur Bochahan
Tola, Kakra Chak, P.S.- Bochahan, District- Muzaffarpur
.... Respondents 3rd Part – Respondents 3rd Party.
- (Transferor)
..... Respondents.

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Appearance:

For the Appellant : Mr. J.S. Arora, Sr. Advocate,
Mr. Majoj Kumar,
Mr. Gaurav Pratap and
Ms. Aishwarya, Advocates.

For the Respondent/s : Mr.

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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: 01-12-2017

Heard learned Senior Counsel for the appellant.

Perused the impugned order dated 09.12.2015. With a
concurrent findings of all the forums which were also not found to be
erroneous by the learned single Judge that the present pre-emptor not



being a boundary raiyat in absolute terms, the dismissal of the application for pre-emption by all the authorities including the learned single Judge cannot be said to be bad in law.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

Dilip, AR

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	04.12.2017
Transmission Date	N/A

