

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1679 of 2015

In

Civil Writ Jurisdiction Case No.92 of 2015

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Binod Tuddu S/o Sanjay Tuddu resident of village- Masanthan, Tamghatti,
P.O.- Tamghatti, P.S.- Bausi, District- Araria

... .. Appellant/s

Versus

1. The State of Bihar
2. The Collector, Araria, District- Araria
3. The Land Reforms Deputy Collector, Araria, District- Araria
4. Rabbi Singh S/o of late Vijay Singh
5. Shashi Singh S/o late Vijay Singh Both 4 and 5 are resident of village-
Tamghatti, P.O.- Tamghatti, P.S.- Bausi, District- Araria
6. Smt. Parvati Singh @ Parvati Devi w/o Sri Kameshwar Nr. Singh
7. Raja Singh S/o Sri Kameshwar Nr.Singh Both 6 and 7 are residents of
village- Sarsi, P.O. & P.S.- Sarsi, District- Purnia
8. Shashi Kant Jha S/o Sri Uma Kant Jha resident of village- Basauti, P.S.-
Bausi, District- Araria

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Sushanta Kumar Das
For the Respondent/s : Mr. GYAN PRAKASH OJHA- GP22

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

2 29-08-2017 Heard counsel for the parties.

Despite repeated questioning by the Bench even at the stage of appeal, the assistance in terms of materials and evidence which prima facie could help the learned single Judge in coming to an opinion that there were prima facie evidence and materials for the Deputy Collector Land Reforms to consider an application under Section 48E of the Bihar Tenancy Act is not being pointed out even at this juncture and stage.



Merely saying that there are materials and there were materials and not answering the question in specifics does not make the case of this appellant any better than what it has been either before the Deputy Collector Land Reforms or before the learned single Judge. These are frivolous litigations, obviously filed with certain motives, targeting may be a landlord who is not in a position to protect his interest or the land in his area.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

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