# IN THE HIGH COURT OF JUDICATURE AT PATNA

**Civil Writ Jurisdiction Case No.1531 of 2017**

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Ram Prakash Rai, son of Late Subedar Rai, resident of Village-Supilgardha, P.S. Bajpatti, District-Sitamarhi.

.... .... Petitioner

Versus

1. The State of Bihar through the Secretary Roadways Construction Department, Bihar, Patna.
2. The Secretary, Rural Work Department, Bihar, Patna.
3. The Secretary, the Board of Revenue Department, Bihar, Patna.
4. The District Magistrate, Sitamarhi.
5. The Chief Executive Engineer, Sitamarhi.
6. The Land Acquisition Officer, Sitamarhi.
7. The Sub-Divisional Officer, Pupri.
8. The Superintendent of Police, Sitamarhi.
9. The R.E.O. Pupri, Sitamarhi.
10. B.D.O. Bajpatti, District- Sitamarhi.
11. C.O. Bajpatti, District-Sitamarhi.
12. The Mukhiya of Gram Panchayat Raj Piparardhi, Bajpatti, District- Sitamarhi.
13. The Panchayat Secretary, Gram Panchayat Raj, Piparardhi, Bajpatti, District-Sitamarhi

.... .... Respondents

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**Appearance :**
For the Petitioner : Mr. Devendra Kumar,
Mr. Pramod Kumar Verma, Advocates
For the State : Mr. Rakesh Kumar Shrivastava, A.C. to G.P. 15

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**CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN**

ORAL JUDGMENT

**Date: 10-02-2017**

Heard parties.

Petitioner claims that, on his raiyati land, a road has been constructed by the Gram Panchayat at the behest of the Mukhiya.

Accordingly, this writ application stands disposed of with a liberty to the petitioner to move before the District Magistrate,

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Sitamahi by filing a detailed representation setting out his claim along with copies of the documents in support thereof. On such representation being filed, let the District Magistrate examine the matter and if it is found that the petitioner's land has been utilized for construction of road then he will immediately refer the matter to the Secretary, Rural Works Department, who shall ensure that either the land is acquired in accordance with law after granting compensation to the petitioner or such construction from the land of the petitioner is removed forthwith. The entire exercise should be completed within a period of three months from the date of filing of such representation.

**(Dr. Ravi Ranjan, J)**

Sanjay-II/-

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