

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15120 of 2017

Sri Shyam Narain Jha, S/o. Late Devchandra Jha, resident of Village and Post- Lagma, Via- Ghanshyampur, District- Darbhanga (Ex- Sarpanch of the Gram Panchayat and present Secretary of Gramin Samanvaya Samiti Lagma, its registration No. 303/95-96) Prakhand Ghanshyampur, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Darbhanga.
2. The District Settlement Officer, Survey Office, Darbhanga.
3. The Sub Divisional Officer, Biraul, District- Darbhanga.
4. Anchal Adhikari (Circle Officer of the Block) Ghanshyampur Block, Ghanshyampur, Darbhanga.
5. Commissioner, Darbhanga.

.... .. Respondents 1st Set.

6. Taj Narain Jha, son of Late Bishwanath Jha
7. Roop Narain Jha, son of Late Bishwanath Jha
8. Dev Narain Jha, son of Late Bishwanath Jha
9. Pawan Jha, son of Late Rameshwar Jha
10. Bhuwan Jha, son of Late Ramadhin Jha
11. Kedar Jha, son of Late Ramadhin Jha
12. Ram Jha, son of Late Ram Adhin Jha null
13. Mukti Nath Jha, son of Late Ram Adhin Jha
14. Dashrath Mahto, son of Late Kazzai Mahto
15. Sonelal Mahto, son of Late Kazzai Mahto
16. Raj Kumar Mahto, son of Late Kazzai Mahto
17. Shyam Narain Jha, son of Late Bhupendra Jha
18. Ramphal Mahto, son of Late Saini Mahto
19. Biswambhar Mahto, son of Late Lakshman Mahto
20. Fuleshwar Jha, son of Nunu Jha
21. Binod Jha, son of Late Hari Mohan Jha
22. Mithilesh Jha, son of Late Hari Mohan Jha
23. Puniya Nand Mahto, son of Late Keshi Mahto
24. Phuleshwar Mahto, son of Late Keshi Mahto
25. Bhajan Jha, son of Thithar Jha
26. Kapileshwar Jha, son of Late Hari Jha
27. Ganpati Mahto, son of Late Dashrath Mahto
28. Munshi Jee Mahto, son of Late Dashrath Mahto
29. Bhagwat Mahto, son of Late Dashrath Mahto
30. Panwat Mahto, son of Late Dashrath Mahto
31. Bhola Mahto, son of Late Kazzai Mahto
32. Shiv Narain, son of Late Khushar Paswan
33. Mostt. Ram Sakhia, W/o Late Baleshwar Paswan
34. Jai Prakash Jha, son of Bal Bhadra Jha
35. Amar Nath Jha, son of Late Mukti Nath Jha
36. Ghan Shyam Jha, son of Late Mukti Nath Jha
37. Akhilesh Jha, son of Late Mukti Nath Jha
38. Phaturan Thakur, son of Late Swaroop Lal Thakur null
39. Amol Jha, son of Late Fudi Jha
40. Manoj Thakur, son of Dina Thakur



41. Kashi Jha, son of Ghuran Jha
42. Gopal Maharaj, son of Late Mahendra Maharaj,
All resident of Village- Lagma, P.O. Lagma, P.S. and Block Ghanshyampur,
District- Darbhanga (Bihar), PIN Code- 847427.

... .. Respondents 2nd Set.

Appearance :

For the Petitioner/s : Mr. Upendra Prasad II, Advocate

For the Respondent/s : Mr. Md. Khurshid Alam - AAG-12

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 28-06-2018 In case, there is encroachment by the private respondents on the Government land and the statutory authority have not taken any action in the matter, the petitioner may file a certified copy of this order along with relevant documents before the statutory authority, namely, Circle Officer, and the Circle Officer shall proceed to remove the encroachments after hearing all concerned in accordance with law. The statutory authority under the Bihar Public Land Encroachment Act shall take action with regard to the issue in question, if not already taken, preferably within a period of six months from the date of receipt of the certified copy of this order.

Needless to emphasise, we have not expressed any opinion on the merits of the allegations made and the statutory authority shall proceed in the matter in accordance with law, hear all concerned and thereafter, pass appropriate orders.



With the aforesaid, the matter stands disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

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