

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13554 of 2018

Shailendra Kumar Sinha, aged about 59 years, Son of Vinay Singh, Resident of Village/Town- Bindauli, P.S.- Gaurichak, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue & Land Reforms, Government of Bihar, Patna.
2. The Principal Secretary, Revenue & Land Reforms, Government of Bihar, Patna.
3. The Divisional Commissioner, Patna Division, Patna.
4. The District Magistrate, Patna.
5. The Sub Divisional Officer, Patna.
6. The Circle Officer, Phatuha, Patna.
7. The Officer-in-Charge, P.S.- Phatuha, Patna.
8. Akhilesh Kumar Singh, Son of Hardo Prasad Singh @ Hardeo Singh, Village- Bandauli, P.S.- Gaurichak, P.O.- Masarhi, District- Patna.
9. Abhishek Singh, Son of Akhilesh Kumar Singh, Village- Bandauli, P.S.- Gaurichak, P.O.- Masarhi, District- Patna.
10. Asutosh Singh, Son of Akhilesh Kumar Singh, Village- Bandauli, P.S.- Gaurichak, P.O.- Masarhi, District- Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Mithilesh Kumar Upadhyay, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha- GA 1

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 18-07-2018

Considering the fact that the grievance of the petitioner pertains to encroachment in the following Government land.

The description of the land in question encroached upon by the respondents – 8 to 10 is being given herein below:

<u>Khata No.</u>	<u>Khesra No. / Plot No.</u>	<u>Area</u>
1. 88	429	0.04 decimal
2. 88	440	0.10 decimal
3. 89	191	2.58 acre



4. 89 427 0.20 decimal

It is stated that the aforementioned land is public land in nature.

Photocopy of khatian along with relevant photographs (except of Khata No. 89 Khesra No. 191) of encroachment is annexed herewith and marked as Annexure-1 series.

It is stated that apart from the aforementioned public land, public land belonging to Khata No. 89 Khesra No. 355 and Khata No. 89 Khesra No. 3 has also been encroached upon by respondents 8 to 10.

That aforementioned land in question as stated in para-4 and para-5 falls within the jurisdiction of village-Bandauli, P.S. - Gaurichak, P.O. Masarhi, District-Patna.

We deem it appropriate to direct the petitioner to file a certified copy of this order along with a detailed complaint indicating the details of the encroachment before respondent no 6, the Circle Officer concerned, who shall register the same as an encroachment case under the provisions of Bihar Public Land Encroachment Act and proceed to remove the encroachment after notice to and hearing of concerned and decide the same within a period of six months.



With the aforesaid, this application is disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	24.07.2018
Transmission Date	N/A

