

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1339 of 2017
IN
Civil Writ Jurisdiction Case No. 11200 of 2014**

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Mahanth Rajendra Das son of late Shree Rai Chele, Tapaswi Nand Kishore Das @ Gaincha Baba, resident of Mahavir Chouk, P.S. Dalasing Sarai, District-Samastipur.

.... Appellant/s

Versus

1. The State of Bihar through Bihar Religious Trust Board, Patna.
2. The Chairman Bihar Religious Trust Board, Patna.
3. The District Collector Samastipur.
4. The S.D.O. Dalasingsarai (Samastipur).
5. The P.W.D. S.D.O. Dalasingsarai (Samastipur).
6. The Circle Officer Dalasingsarai (Samastipur).

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Surya Narayan Roy, Adv.

For the State : Mr. Manish Kumar AC to AAG-6

**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)
Date: 03-05-2018**

Heard counsel for the appellant and counsel for the State.

Appellant has common law remedy which leeway he has been granted by the learned Single Judge. The temple has not been touched that is the position which is emerging from the



pleadings. It is only the encroachment which has been removed.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Devendra/Arjun

AFR/NAFR	NAFR
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