

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Review No.8 of 2018

In
Civil Writ Jurisdiction Case No.16223 of 2016

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1. Zakir Hussain, son of late Khuda Baksh
 2. Md. Ayub, son of late Kamaluddin
 3. Md. Sabbir, Son of late Abdul Gafoor
 4. Nazir Alam, Son of late Abdul Gafoor
 5. Abdul Kuddus, son of late Abdul Gafoor
- All residents of village, Bauram, P.S. Jamalpur, District, Darbhanga

...Respondents / Petitioners

Versus

1. The State of Bihar
 2. The District Magistrate, Darbhanga
 3. The Land Reforms Deputy Collector, Biraul, Darbhanga
 4. The Sub Divisional Officer, Biraul, Darbhanga
 5. The Circle Officer, Gaura Bauram, Darbhanga
 6. Md. Mishkin, son of late Jameer (wrongly stated in the petition), son of Sheikh Bachnu, resident of village, Bauram, P.S. Jamalpur, District, darbhanga
 7. Noor Mohammad Bangali, son of Md. Liyakat Sah
 8. Hamid Rain, son of late Nathu Rain
 9. Haroon Rain, son of Khuda Baksh Rain
 10. Mohamood Rain, son of late Abdul Rahman
 11. Md. Aauli Rain wrongly stated in petition, Md. Oli Rain, son of Gafoor Rain
 12. Domani, wife of Nazir Rain
 13. Md. Naseem, son of Md. Naim
 14. Md. Haroon Sah, son of Idrish Sah
 15. Abdul Rajak
 16. Phulo Rain
- Both sons of late Imam Ali Rain
- All 7 to 16 resident of village, Bauram, P.S. Jamalpur, District, Darbhanga



Respondents / Opposite party

17. The Bauram Gram Vikash Samiti, Bauram, P.S. Jamalpur, District Darbhanga through its Secretary, Irfan Ahmad, resident of village, Bauram, P.S. Jamalpur, District, Darbhanga
18. Irfan Ahmad, son of Md. Abbas, resident of village, Bauram, P.S. Jamalpur, District, Darbhanga

Writ petitioners/Opposite party

Appearance :

For the Petitioner/s : Mr. Jagnnath Singh, Advocate
For the Respondent/s : Mr. Asif Kari, A.C. to A.A.G. 12

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE DR. JUSTICE RAVI RANJAN)

Date : 25-04-2018

Heard parties.

It appears that this civil review has been filed under gross misconception as the grievance of the petitioners is that though there is no flaw in the order of the Division Bench rather the flaw is in execution of the order as principle of natural justice is not being followed because no opportunity was given to them even in terms of the general direction. However, learned counsel further submits that construction is likely to be removed today itself by the authority concerned.

Accordingly, we direct the State respondents to maintain the *status quo* as on today till 02.05.2018.

In the meantime, the petitioners would be at liberty to take proper step which is available to them in law. We make it



clear that we have not formed or expressed any opinion with respect to the merit of the case as this order has merely been passed on the apprehension of the petitioners that their house is to be demolished today itself without any notice.

With the aforesaid observation, this civil review is disposed of.

(Dr. Ravi Ranjan, J)

(S. Kumar, J)

Sanjay/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	25.04.2018
Transmission Date	NA

