

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2073 of 2019

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1. Kanhaiya Lal Mahto and Anr. Son of Late Madan Mahto Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
 2. Abhanda Pokhar Samiti, Ward No.40, Abhanda Pokhar, Bakarganj, P.S.-P.S.-Laharia Sarai, District Darbhanga through its Secretary, namely, Kanhaiya Lal Mahto

... .. Petitioner/s

Versus

1. The State of Bihar and Ors through its Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Department of Urban Development, Government of Bihar, Patna
3. The District Magistrate-Cum-Collector Darbhanga
4. The Commissioner, Darbhanga Municipality Bihar
5. The Secretary, Department of Urban Development, Government of Bihar, Darbhanga
6. The Deputy Collector Land Reform, Darbhanga.
7. The Circle Officer, Darbhanga Sadar Block Darbhanga Bihar
8. The Mayor, Darbhanga Municipality Bihar
9. Md. Sakil Kurja Son of Maago Kujra All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
10. Md. Vakil Kujra, Son of Maago Kujra All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
11. Md. Kasim Kurja Son of Jumaiya Kujra All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
12. Vijay Mahto Son of not Known All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
13. Munna Mahto Son of Jamahir Mahto All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha
14. Jamahir Mahto Son of not Known All are the Resident of Resident of Village-Whealar Ganj, Gudri Bajar, P.S.-Laharia Sarai, District-Darbhangha

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Singh, Adv.
For the Respondent/s : Mr.Yogendra Prasad Sinha, AAG7

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
and
HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE JYOTI SARAN)

2 05-02-2019 This is misconceived application for if the petitioner is aggrieved by any encroachment by the private individuals, he should take recourse to the remedy so available under the



provisions of the Bihar Public Land Encroachment Act and not by way of Public Interest Litigation which is dismissed accordingly. The petitioner would be at liberty to take recourse to the remedy so available to him.

(Jyoti Saran, J)

(Arvind Srivastava, J)

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