

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1989 of 2019

Subhash Prasad Singh Son of Late Yugal Kishore Singh resident of Village-
Datarpur, P.S. Barahat, District- Banka.

... .. Petitioner/s

Versus

1. The State Of Bihar.
2. Collector cum District Magistrate, Banka.
3. Deputy Development Commissioner, Banka.
4. Circle Officer, Barahat, Banka.
5. Executive Engineer, Canal Irrigation Division, Baunsi, Banka.
6. Assistant Engineer, Sub Division Panjwara (Auria) Banka.
7. Chairman, Zila Parishad, Banka

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajiv Kumar Singh
For the Respondent/s	:	Mr. Raj Kishore Rai (GP-18)
		Mr. Prerua Anand

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 04-02-2019 The petitioner has a grievance that the Zila Parishad, Banka is constructing a PCC road over a piece of land appertaining to *Khata* no. 290, *Khesra* no. 5027, area 10 decimal, which is a *raiya* land of the petitioner. It is his case that the construction is being made without undertaking any procedure for acquisition of land.

In my opinion, the petitioner has a remedy under the Bihar Land Disputes Resolution Act, 2009 (hereinafter referred to as 'the Act'), Section 4 of which lays down the jurisdiction and authority to resolve disputes. Section 4 of the Act contains list of the types of disputes, which can be taken to the competent



authority under the Act, which includes construction of unauthorized structure.

This application is, thus, disposed of with the observation that the petitioner shall be at liberty to approach the competent authority under Section 2(a) of the Act. Competent Authority shall be Deputy Collector Land Reforms or any officer assigned to discharge the functions and duties of Deputy Collector Land Reforms in the Sub-division.

This is, accordingly, disposed of with the aforesaid observation.

(Chakradhari Sharan Singh, J)

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