

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2081 of 2019

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Akshay kumar singh @ sanjay singh Son of Late Ramashish Singh Resident
of Village- Pakhrahan, P.O- Poaiwan, P.S.- Mufasil, Aurangabad, Dist-
Aurangabad.

... .. Petitioner

Versus

1. The State of Bihar
2. The District Magistrate Aurangabad
3. The District Land Acquisition Officer Aurangabad
4. The Chief Engineer Public Works Department New Secretariat, Patna
5. The Secretary Road Construction Department Bhisaweshwariya Bhawan
Baily road Patna
6. The Executive Engineer, Road construction department, Aurangabad.

... .. Respondents

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Appearance :

For the Petitioner/s : Dr.Leelawati Kumari
For the Respondent/s : Mr.Sushil Kumar, SC-22

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 05-02-2019 The petitioner has a grievance that a public road has

been constructed on his *khatiyani* land, appertaining to Plot
No.29, Khata No.1772, unauthorisedly without taking recourse
to any land acquisition proceeding. He has also stated that no
consent was obtained from the petitioner prior to construction of
the road.

In my view, the petitioner has the statutory remedy to
approach the competent authority within the meaning of Section
2(1) of the Bihar Land Disputes Resolution Act, 2009. Section 4
of the said Act deals with the jurisdiction and the authority to
resolve disputes, which includes dispute relating to construction
of unauthorised structure. If the construction of the said road is



unauthorised, petitioner can raise his grievance before the competent authority under the Act.

This application is accordingly disposed of with the observation that the petitioner shall have liberty to approach the competent authority under the Act of 2009. There is another enactment, namely, Bihar Right to Public Grievance Redressal Act, 2015, which is also a forum which the petitioner can avail if the provisions so permit.

If the petitioner approaches the competent authority, the Court expects that the petitioner's grievance shall be redressed within the statutory time limit prescribed under the Act.

(Chakradhari Sharan Singh, J)

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