

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6778 of 2019

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Murtza Ansari (M), 56 Years, Old, Son of late Sultan Ansari, R/o Village-
Dulfa, P.S. Dhansoin, Distt. Buxar.

... .. Petitioner

Versus

1. The State of Bihar through Principal Secretary, Revenue Department.
2. The District Magistrate, Buxar.
3. Buxar Sadar Public Grievance Redressal Officer, Buxar.
4. Sudama Ahir (M), 55 Years, Old, S/o Bhola Yadav, R/o Village- Dulfa, P.S. Dhansoin, District- Buxar.
5. Rambarai Ahir (M) 50 Years, Old, S/o Hanslal Yadav, R/o Village- Dulfa, P.S. Dhansoin, District- Buxar.
6. Kamanu Ahir (M), 45 Years, Old, S/o late Ram Dayal Ahir, R/o Village- Dulfa, P.S. Dhansoin, District- Buxar.
7. Harihar Ahir (M), 48 Years, Old, S/o late Ram Dayal Ahir, R/o Village- Dulfa, P.S. Dhansoin, District- Buxar.
8. The Circle Officer, Rajpur, District-Buxar.

... .. Respondents

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Appearance :

For the Petitioner	:	Mr. Digvijay Kumar Ojha, Advocate.
For the State	:	Mr. Md. Khurshid Alam, A.A.G. 12.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-04-2019 Learned counsel for the petitioner is permitted to add

the Circle Officer, Rajpur, District-Buxar, as respondent no. 8,

in the present writ application, in course of the day.

Heard learned counsel for the petitioner and learned
counsel for the State.

The following relief has been sought for on behalf of
the petitioner, in the present writ application.

“1(i) For issuance of an appropriate



writ in the nature of mandamus by directing the respondents to remove encroachment from that part of government land (Mauza-Dulfa, Khata No. 194, Kheshra No. 1230, measuring 4.64 Acre) which is located at western end of petitioner's land (Chak Kheshra No. 184 and 185) which has been encroached by respondent nos. 4 to 7 measuring approx 15 Decimal.”

It is submitted by learned counsel for the petitioner that on the application dated 31.01.2017 of the petitioner under The Bihar Right to Public Grievance Redressal Act, 2015, Encroachment Case No. 12/2016-17 was initiated. No final order has been passed in the said case by respondent no. 8 i.e., The Circle Officer, Rajpur, District-Buxar.

The respondent no. 8 i.e., The Circle Officer, Rajpur, District-Buxar, is directed to consider the application of the petitioner dated 31.01.2017 after giving an adequate opportunity of hearing to all concerned parties, and pass final order in accordance with law, within a period of five months from the date of receipt/production of copy of this order. Before passing final order, the respondent no. 8 i.e., The Circle Officer, Rajpur, District-Buxar, shall ensure that there has been compliance of Sections 3, 4 and 5 of Bihar Public Land Encroachment Act.

With the aforesaid observations and directions, the



present writ application stands disposed of.

(Sudhir Singh, J)

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