

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2811 of 2019

Md. Zawed, Son of Abdur Rashid Resident of Village- Basantpur, P.O.-
Mainatand, P.S. Mainatand, District- West Champaran.

... .. Petitioner.

Versus

1. The State of Bihar through the Principal Secretary, Department of Land Revenue, Govt. of Bihar, Patna.
2. The District Magistrate, West Champaran at Bettiah.
3. The Anchal Adhikari, Mainatand at and P.O. Mainatand, District- West Champaran at Bettiah.
4. Sk. Wahid Son of Sk. Amin
5. Sk. Abdullah Son of Sk. Gaffar
6. Sk. Jamir Son of Sk. Gaffar
7. Sk. Safique Son of Sk. Gaffar
8. Sk. Garsul Son of Sk. Jabbar
9. Sk. Jaiful Son of Sk. Jabbar &
10. Sk. Raiful Son of Sk. Bhola

All residents of Village- Basantpur, P.O.- Mainatand, P.S. Mainatand, District-
West Champaran.

... .. Respondents

Appearance :

For the Petitioner/s : Mr.Shakti Suman Kumar
For the Respondent/s : Mr.Md. Khurshid Alam (Aag 12)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-02-2019 Heard learned counsel for the petitioner and the State.

The present writ application has been filed by the
petitioner for the following relief :

*“For issuance of an appropriate
writ in the nature of mandamus or
direction/order commanding the
respondent nos. 1 to 3 to take
immediate action for removal of
encroachment from the public
road/flank of public road
comprising Khata no. 111 bearing
R.S. Plot No. 610 of village*



*Basantpur, P.S. and Anchal
Mainatand, District-West
Champan which has been
encroached by the private
respondent Nos. 4 to 10”.*

On the basis of application, made before the Anchal Adhikari, Mainatand at and P.O. Mainatand, District- West Champan at Bettiah (Respondent No. 3), an inquiry was conducted and it was found that the private respondents had encroached upon the public land. The inquiry report is Annexure-2 to the present application. In pursuance to the said inquiry report, the Anchal Adhikari, Mainatand at and P.O. Mainatand, District- West Champan at Bettiah (Respondent No. 3) issued notice upon the private respondents on 26-02-2015. Thereafter, the matter remains pending and till date, no order has been passed under the Bihar Public Land Encroachment Act.

Considering the aforesaid facts and circumstances, the petitioner is directed to file a representation before the District Magistrate, West Champan at Bettiah (respondent No. 2) within a period of 30 days from today. The respondent No. 2 shall pass appropriate order/s in accordance with law within a period of four months from the date of filing of such representation, after hearing the all concerned parties.



With the aforesaid observation/direction, this writ
application stands disposed of.

(Sudhir Singh, J)

A.K.V.//-

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