

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.147 of 2019**

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Md. Rajak @ Md. Rajak Miya, Son of Md. Salim Ansari, Resident of Village-  
Nayaganj, P.O.- Nayaganj, P.S.- Desari, District- Vaishali Bihar.

... .. Petitioner/s

Versus

1. The State Of Bihar through Principal Secretary, Department of Revenue,  
Government of Bihar, Patna
2. The District Magistrate, Vaishali at Hajipur.
3. The Sub Divisional Officer, Mahnar, District- Vaishali at Hajipur.
4. The D.C.L.R., Mahnar, District- Vaishali.
5. The Circle Officer, Sahdai Bugurg, District- Vaishali at Hajipur.
6. Sayed Khatoon,
7. Abdul Hassan,
8. Siyaul Hassan,
9. Salim Ansari,
10. Md. Irshad, Son of Abdul Hassan,
11. Arsad, Son of Imam Hassan,
12. Md. Istayak, Son of Abdul Hassan, All Sl. No.6 to 12, resident of Village-  
Nayaganj, P.S.- Nayaganj, P.S.- Desri, District- Vaishali at Hajipur.

... .. Respondent/s

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**Appearance :**

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| For the Petitioner/s | : | Mr.Deepak Kumar Singh, Advocate   |
| For the State        | : | Mr.Md. Majid M.Khan, AC to AAG 12 |

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      04-12-2019                      Heard learned counsel appearing on behalf of the  
  
petitioners and learned counsel appearing on behalf of the State.

The grievance of the petitioner in the present writ  
petition is removal of encroachment over public land.

For removal of encroachment over public land there is  
statutory scheme under the Bihar Public Land Encroachment  
Act, and as such, instead of issuing any specific direction in the



present writ petition, the writ petition is disposed of with liberty to the petitioner to approach the authority under the Bihar Public Land Encroachment Act for appropriate action for removal of encroachment over public land, if any.

The Court hope and trust that the authorities under the Act shall take appropriate action in accordance with law after giving opportunity to all stakeholders at the earliest.

**(Anil Kumar Upadhyay, J)**

spandey/-

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