

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2093 of 2017

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Yogendra Sharma @ Trishul Singh Son of late Suresh Sharma Resident of
Village- Ular, P.O. Bharatpura, P.S.- Dulhin Bazar, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar through its Chief Secretary, Government of Bihar
2. The Collector, Patna Division, Patna.
3. The Land Reforms Deputy Collector, Paliganj, District- Patna.
4. The Anchaladhikari, Paliganj, District- Patna.
5. The Anchaladhikari, Dulhin Bazar, Patna.
6. Arun Singh Son of late Rajeshwar Singh Resident of Village-Ular, PO.
Bharatpura, P.S. Dulhin Bazar, Patna.
7. Rakesh Kumar son of Sri Rajeshwar Singh Resident of Village- Ular, P.O.
Bharatpura, P.S.- Dulhin Bazar, District- Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Amresh
For the Respondent/s : Mr.Rishi Raj Sinha -Sc19

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 19-09-2019 The present case has been filed for removing the

encroachment made over the *Gairmazarua Aam* land situated in

mauza Ular, Thana no. 245, *Khata* no. 100, Plot no. 470,

Area-10 decimals, which has illegally been encroached by the

private respondents no. 6 and 7.

This Court is of the view that in case, encroachment

has been made over public land, the remedy for the petitioner

lies before the Circle Officer concerned under the provisions of

the ***Bihar Public Land Encroachment Act, 1956.***

In such view of the matter, liberty is granted to the



petitioner to approach the Circle Officer, Paliganj/ Dulhin Bazar, Patna by filing an appropriate complaint under the provisions of the ***Bihar Public Land Encroachment Act, 1956***, whereupon the said Circle Officer shall examine the complaint of the petitioner and in case, he finds that encroachment has been made over the public land, then the said Circle Officer shall take appropriate steps under the provisions of the ***Bihar Public Land Encroachment Act, 1956*** and after issuing notice to the encroachers and considering their objections, he shall pass final orders under ***Section 6(1) of the Bihar Public Land Encroachment Act, 1956***, forthwith.

The present writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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