

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10060 of 2019

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Bijli Yadav, Son of Late Prasadi Yadav, Resident of Village- Lalbagh, P.O.-
Dumrama, P.S.- Deepnagar, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Land Reforms Department, Government of Bihar, Patna.
2. The District Magistrate-cum- Collector Nalanda at Biharsharif.
3. The Deputy Collector Land Reforms, District Nalanda at Biharsharif.
4. The Circle Officer Biharsharif Sadar Circle Office, Biharsharif, District- Nalanda.
5. Nand Kishore Prasad, Son of Ram Lakhan Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
6. Mahesh Prasad, Son of Late Guruchan Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
7. Vijay Prasad, Son of Late Krishanchandra Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
8. Ashok Prasad, Son of Sri Ramchandra Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
9. Kailash Prasad, Son of Late Gurucharan Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
10. Nawlesh Prasad, Son of Late Ragho Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.
11. Upendra Prasad, Son of Gurudeo Prasad Resident of Village- Lalbagh, P.O.- Dumrama, P.S.- Deepnagar, District- Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Dilip Kumar, Advocate
For the Respondent/s : Mr.Vinay Kirti Singh (GA2)

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

and

HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN

ORAL JUDGMENT



(Per: HONOURABLE MR. JUSTICE JYOTI SARAN)

Date : 06-05-2019

The grievance of the petitioner in this writ petition which is in the nature of Public Interest Litigation is that a complaint petition filed by the petitioner before the Incharge Officer, District Public Grievance Cell, Nalanda even though taken note of by the Circle Officer, Biharsharif, no action is being taken.

The pleading on record would conform the filing of the objection alleging encroachment by some people over a public land bearing Khata No. 355, Plot No. 2578 having an area of 22 decimals as well Khata No. 354, Plot No. 2579 having an area of 1 acre 54 decimal in Village Lalbagh, PS Biharsharif, District Nalanda.

In the circumstances noted, we allow the petitioner to file duly constituted application under Section 3 of the Bihar Public Land Encroachment Act, 1956, giving the name of the encroachers and the particulars of encroachment and since the matter has already referred to, before the Circle officer, Biharsharif, he would consider the application and dispose of the same in accordance with law, preferably within a period of six months of the filing of the complaint, with due opportunity of hearing to the complainant as well as the alleged encroachers.



The writ petition is disposed of accordingly.

(Jyoti Saran, J)

(Anjani Kumar Sharan, J)

mrl./-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	13/05/2019
Transmission Date	N.A.

