

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16152 of 2018

=====

Vishwa Nath Sharma Son of Late Saryug Sharma, Resident of Village-
Tinbheria, Police Station Circle- Barharia, District- Siwan.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Siwan.
3. The Circle Officer, Barharia, Siwan.
4. Babu Ram Shama, Son of Late Ram Swarup Sharma, Resident of Village-
Tinbheria, Police Station Anchal- Barharia, District- Siwan.
5. The Bihar Hindu Religious Trust Board through its Secretary, Patna.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr.Surya Kant Mishra
For the Respondent/s : Mr.Md.Khurshid Alam -Aag12

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 18-06-2019 Heard learned counsel for the petitioner, learned

counsel appearing on behalf of the State and learned counsel

appearing on behalf of the Bihar Hindu Religious Trust Board

(hereinafter referred to as 'the Board').

Learned counsel appearing for the Bihar Hindu
Religious Trust Board submits that the temple in question is not
registered as public trust and as such the Board has no role to
play in the instant case. In the event, the petitioner approaches
the Board for registration of the trust as public trust, the
appropriate remedy is available under Section 43D of the Bihar
Hindu Religious Trust Board Act for removal of encroachment.



Considering the aforesaid, the petitioner is permitted to withdraw the writ petition in order to explore alternative remedy for removal of encroachment.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

spandey/-

U			
---	--	--	--

