

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10671 of 2019

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Dev Saran Paswan @ Deo Sharan Paswan Son of Late Phoujdar Paswan @
Phodar Paswan R/o Village-Kansi, P.S.-Simri, District-Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Darbhanga
2. The Sub Divisional Officer Sadar, Darbhanga
3. The Circle Officer Sadar, Darbhanga

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Bipin Bihari Singh, Adv.
For the Respondent/s	:	Mr. S.D. Sanjay, Addl. S.G.
		Mr. Mohit Agrawal, Adv.
		Mrs. Priya Gupta, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 10-05-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Learned counsel for the petitioner submits with
reference to counter affidavit that the encroachment over the
public land is admitted but no action was taken by the
respondents for removal of encroachment over the public land.

Learned counsel for the petitioner admits that no
regular case for removal of encroachment under the Bihar
Public Land Encroachment Act have been registered.

Considering the aforesaid, the writ application is
disposed of with liberty to the petitioner to approach the Circle
Officer Sadar, Darbhanga for registration of regular case under



the Bihar Public Land Encroachment Act.

In the event petitioner files application before the Circle Officer Sadar, Darbhanga, the Circle Officer, Sadar, Darbhanga is required to register regular case for removal of encroachment and after hearing the parties, necessary decision with regard to removal of encroachment may be passed after deciding whether the land in question is private land or public land? the Circle Officer Sadar, Darbhanga shall finally decide the entire issue within a maximum period of four months from the date of receipt/production of a copy of this order.

With the aforesaid, the present writ application stands disposed of.

(Anil Kumar Upadhyay, J)

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