

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16067 of 2019

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1. Ranjeet Kumar Mishra Son of Late Kesho Mishra, Resident of Village-Salempur, Police Station- Falka, District- Katihar.
 2. Sanjay Kumar Mishra, Son of Late Kesho Mishra, Resident of Village-Salempur, Police Station- Falka, District- Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Collector, Katihar.
2. The Collector, Katihar, Bihar.
3. The Deputy Collector Land Reforms, Katihar, Bihar.
4. The Circle Officer, Sameli, Katihar, Bihar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar, Advocate
For the Respondent/s : Mr. Abhay Kumar Kashyap, AC to GP-18

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 07-08-2019 Heard learned counsel for the parties.

Petitioners claim to be landless persons and are said to have constructed houses over *Gair Majarua Sarv Sadharan* land. They want the land to be settled in their favour. According to them, *Gram Sabha* has also recommended settlement of land in their favour.

No statutory provision has been brought to this Court's notice nor any scheme or policy of the State Government under which the settlement can be made in favour of the petitioners.

I find it difficult to hold petitioners a privileged tenant



within the meaning of Bihar Privileged Persons Homestead Tenancy Act, 1947 in absence of any person on whose land they are said to have constructed their houses.

It will, however, be open to the petitioners to raise their grievance before the appropriate authority, if, according to them, they occupy no land at all other than the said *Gair Majarua Sarv Sadharan* land over which they are said to have constructed their houses.

This application is disposed of with the aforesaid observation.

(Chakradhari Sharan Singh, J)

Rajesh/-

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