

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20112 of 2018

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Mahaboob Alam S/o Salamat Miyan Resident jof VillagePost-Minapur
Balha, Ward No.4, P.S. Circle, Piprahi, Distt.-Sheohar

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Home Department, Govt. of Bihar, Patna
3. The Principal Secretary, the Revenue and Land Reforms, Department, Govt. of Bihar, Patna
4. The Director General of Police, Bihar, Patna
5. The District Magistrate, Sheohar
6. The Additional Collector, Sheohar
7. The Land Reforms Deputy Collector, Sheohar
8. The Superintendent of Police, Sheohar
9. The Circle Officer, Piprahi, Sheohar
10. The Block Development Officer, Piprahi, Sheohar
11. The Station Head Officer, P.S.-Piprahi, Sheohar
12. The Circle Inspector, Piprahi, Sheohar
13. The Revenue Kramchari, Piprahi, Sheohar

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad

For the Respondent/s : Mr. Md. Khurshid Alam -AAG12

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
and
HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE JYOTI SARAN)

Date : 19-02-2019

A grievance raised relating to encroachment on a public land, is translated into a Public Interest Litigation even when remedy is provided under the Bihar Public Land Encroachment Act, 1956 (hereinafter referred to as 'the Act').

In our opinion, where a statute provides a remedy, it should be taken recourse to and if so advised, the petitioner



can take recourse to the statutory remedy so available under ‘the Act’.

The writ petition is, accordingly, disposed of.

(Jyoti Saran, J)

(Arvind Srivastava, J)

mcv/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	22.02.2019
Transmission Date	NA

