

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22243 of 2018

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1. Ram Sakal Sharma Son of Late Ram Chandra Thakur,
 2. Devendra Sharma,
 3. Rajendra Thakur @ Rajendra Sharma,
 4. Surendra Sharma, Petitioner no.2 to 4 are sons of Late Bhola Sharma,
 5. Munna Sharma, Son of Late Suresh Thakur,
 6. Baleshwar Sharma, Son of Late Devasi Sharma,
 7. Srikant Sharma, Son of Late Chandeshwar Sharma,
 8. Sharada Kuar, Wife of Late Gauri Shankar Sharma,
 9. Rajesh Sharma, Son of Late Gauri Shankar Sharma, All are residents of Village- Vaina, Post- Kewarhi, P.S.- Kudra, District- Kaimur.

... .. Petitioner/s

Versus

1. The State Of Bihar through Principal Secretary, Revenue and Land Reforms, Government of Bihar, Patna
2. District Magistrate-cum-Collector, Kaimur at Bhabua.
3. Additional Collector, Kaimur (Bhabua).
4. Sub-Divisional Public Grievance Redressal Officer, Mohaniya, District- Kaimur.
5. Anchal Adhikari, Kudra, District- Kaimur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Jitendra Prasad Singh
For the Respondent/s	:	Mr.Raj Kishore Roy -GP18

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 31-01-2019 Heard the parties.

In the present writ application, the following relief has
been sought for on behalf of the petitioners :

1. This is an application for issuance of an appropriate writ or writs setting aside the notice dated 12.10.2018 issued by the Anchal Adhikari, Kudra, District Kaimur in Encroachment Case No.01 of 2018-19 under Section 3 of the Public Land Encroachment Act (hereinafter referred to as the “Encroachment Act”) and further direction to the respondent authorities to settle



the land in question in favour of the petitioners
without further delay.

Vide Anneuxre 5 to the writ application, notices have
been issued under Section 3 of the Bihar Public Land
Encroachment Act.

The petitioners are directed to file the relevant
documents/reply in respect of the land in question as per Section
4 of the Act. The Respondent No.5 i.e. Anchal Adhikari, Kudra,
District Kaimur shall fix a date of hearing giving opportunity to
all the concerned parties in compliance of Section 5 of the Act
and thereafter he shall only pass an order under Section 6(1) of
the Act. The entire exercise should be completed preferably
within a period of three months from the date of filing of
documents/reply filed on behalf of the petitioners under Section
4 of the Act.

Status quo shall be maintained for the said period.

With the aforesaid observation and direction, the
present writ application stands disposed of.

(Sudhir Singh, J)

Narendra/-

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