

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22315 of 2018

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Ram Babu Sahni Son of Late Ramcharan Sahni Resident of Village-Rajwara
Bhagwan,P.S. and Anchal-Mushahari,Distt.-Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar, through the Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Land & Revenue Department, Govt. of Bihar, Patna
3. The Collector, Muzaffarpur, Distt.-Muzaffarpur
4. The Deputy Collector Land Reforms, Muzaffarpur, Distt.-Muzaffarpur
5. The Deputy Collector, Public Grievances Cell, Collectorate, East Muzaffarpur, Distt.-Muzaffarpur
6. The Circle Officer, Anchal Adhikari, Mushahari, Distt.-Muzaffarpur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Dr. Alok Kumar Alok

Mr. Dilip Kumar Roy

For the Respondent/s : Mr.Rakesh Kumar Srivastava, A.C. to GP15

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In the present writ application, the petitioner is aggrieved by the notice dated 13.09.2018 (Annexure-5) issued by the Circle Officer, Mushahari, Muzffarpur. The said notice has been issued under Section 3 of the Bihar Public Land Encroachment Act (for short 'the Act'). In pursuance to the said notice, the petitioner filed a representation before the Collector, Muzaffarpur raising his defence in pursuance to the notice issued under Section 3 of the Act.

Under the circumstances, the petitioner is directed to



file fresh representation and produce all the relevant documents in respect of the land in question before the Circle Officer, Mushahari, Muzaffarpur within a period of 30 days from today. The Circle Officer (respondent no. 6) shall consider the representation/documents filed on behalf of the petitioner in pursuance to Section 4 of the Act. The respondent no. 6 shall further comply with the provision prescribed under Section 5 of the Act and give adequate opportunity of hearing to all the concerned parties and pass a final order under Section 6 of the Act within a period of 60 days from the date of filing of such representation.

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

(Sudhir Singh, J)

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