

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20435 of 2018

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Alok Raj S/o Late Vijay Kumar Rai, presently residing Near Priyadarshi
Hospital, Naya Tola, Bhagwat Nagar, Kumhrar, Patna- 800 026.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Department of Road Construction, Government of Bihar, Patna.
3. The District Magistrate, Patna.
4. The Circle Officer, Patna Sadar, District- Patna.

... .. Respondent/s

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(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

Appearance :

For the Petitioner/s : Mr. Natraj Ahmad, Adv

For the Respondent/s : Md. Majid Mahboob Khan AC to AAG-12

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 07-12-2020

Heard learned counsel for the parties.

Petitioner has prayed for the following relief:-

"That the instant Public Interest Litigation is
being filed before this Hon'ble High Court for directing the
respondents State to take all measures for ensuring removal
of Encroachment, which is said to have been made by some



of the residents of the locality over the Public Road connecting the Kankarbag Main Road (old By pass) through Naya Tola, Kumhrar to New by pass, Patna, situated over Mauja-Kumhrar, Thana No. 12, Khata No. 577 and 495, Khesra No. 27, 26, 731, 25/1581 and 128, as per the report of the Revenue Karmachari, by constructing a house which consequently, very often occasions Traffic Jam, by causing great hindrance in free flow of the traffic."

After the matter was heard for sometime, learned counsel for the petitioner submits that petitioner shall be content if a direction is issued to the **respondent no. 3 District Magistrate, Patna**, to consider and decide the representation with respect to grievances raised in such representation.

Learned counsel for the respondent states that if such representation is filed before the **respondent no. 3 District Magistrate, Patna**, same shall be considered and decided within a period of two months from the date of receipt of such representation in accordance with law.

Equally liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law.

Liberty reserved to petitioner to approach the court, if the need so arises subsequently on the same and subsequent



cause of action.

The writ petition is accordingly, disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

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

