

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 8532 of 2020

- =====
1. Saroj Devi, aged about 60 years, daughter of late Sita Ram Tiwrewal resident of Naya Bazar, Lakhisarai, P.O., P.S. and District- Lakhisarai.
 2. Sangita Devi @ Sangita Singhanian, aged about 42 years, wife of Rajesh Kumar Singhanian, resident of Ward No. 19, Opposite Shiv Mandir, K.P. Road, Purani Godam, Gaya, P.S. Gaya (Town), District- Gaya, PIN Code No. 823001.
 3. Sudha Devi @ Sudha Devi Agrawal, aged about 49 years, W/o Shambhu Kumar Agrawal resident of Main Road, Jehanabad, P.S. and District- Jehanabad, PIN 804408.

... .. Petitioner/s

Versus

1. The State of Bihar through the Collector, Lakhisarai, District- Lakhisarai.
2. The Sub- Divisional Officer, Lakhisarai, District- Lakhisarai.
3. The Registrar, Registration Department, Government of Bihar, Lakhisarai, District- Lakhisarai.
4. Station House Officer/ Officer-in- Charge, Lakhisarai Police Station, District- Lakhisarai.
5. Masomat Pramila Tiwrewal, wife of Late Girdhari Lal Tiwrewal resident of Naya Bazar, Lakhisarai, P.O., P.S. and District- Lakhisarai.
6. Abhishek Tiwrewal, son of late Girdhari Lal Tiwrewal, resident of Naya Bazar, Lakhisarai, P.O., P.S. and District- Lakhisarai.
7. Abhimanu Tiwrewal, son of late Girdhari Lal Tiwrewal, resident of Naya Bazar, Lakhisarai, P.O., P.S. and District- Lakhisarai.
8. Pradeep Kumar Chaudhary, son of late Vinay Kumar Chaudhary, resident of Naya Bazar, Daal Patti, Lakhisarai, P.O. and P.S.- Lakhisarai District- Lakhisarai.
9. Sandeep Chaudhary, son of late Vinay Kumar Chaudhary, resident of Naya Bazar, Daal Patti, Lakhisarai, P.O. and P.S.- Lakhisarai District- Lakhisarai.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr. Ajay Prasad, Advocate
For the State	:	Mr. Vivek Prasad, GP 7 with Ms. Manisha Singh, AC to GP 7
For the Respondents No. 5 and 6	:	Mr. Aditya Prakash Sahay, Advocate

=====

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH**

ORAL JUDGMENT



Date : 27-11-2020

The matter has been heard *via* video conferencing due to circumstances prevailing on account of the COVID-19 pandemic.

2. Heard Mr. Ajay Prasad, learned counsel for the petitioners; Mr. Vivek Prasad, learned GP 7 along with Ms. Manisha Singh, learned AC to GP 7 for the State and Mr. Aditya Prakash Sahay, learned counsel for the respondents no. 5 and 6.

3. The petitioners have moved the Court for the following reliefs:

“(i) For issuance of a direction to the respondent authority not to register the sale deed in connection with double stories building under Nagar Parishad, Lakhisari bearing Mauza-Mayar Khagaur, Tauji No. 400, 1282, 1286, 1288, 1290 & 1291 and 492, Jamabandi No. 63, area 15 decimal bearing Holding No. 356 bounded as under:

North: Govind Ram Banka

South: Shyamsundar Tiwrewal

East: Kiul river

West: Lakhisarai-Sikandara main road

(ii) For issuance of a direction to the respondent authority to dispose of the representation dated 03.08.2020 filed by the petitioner before the respondent, registrar of Registration, Lakhisarai



*(Respondent No. 3)/before the respondent authority.
(iii) For grant of any other relief/reliefs as your
Lordship may deem fit and proper in the interest of
justice.”*

4. Learned counsel for the petitioners submitted that he has filed a representation before the respondent no. 3 on 03.08.2020, which is still pending and the Court may direct that the same be disposed off expeditiously.

5. At this stage, it was pointed out by learned counsel for the State and learned counsel for the respondents no. 5 and 6 that the representation of the petitioners dated 03.08.2020, which is pending for disposal is addressed to the wrong authority and most importantly, though the private respondents have been made party in the writ petition but before the authority in the representation, they have not been made a party which indicates that the petitioners are treating the matter very casually.

6. Faced with the situation, learned counsel for the petitioners submitted that he may be permitted to withdraw the application with liberty to file a representation before the District Sub Registrar, Lakhisarai with regard to the issues raised in the representation herein in which he would also be



impleading all the parties and would also serve copy of the same on them.

7. Learned counsel for the State and respondents no. 5 and 6 agreed to the same.

8. Having regard to the aforesaid, the writ petition stands disposed off as withdrawn with liberty aforesaid.

9. If the petitioners file representation before the District Sub Registrar, Lakhisarai in the present matter within two weeks from today, after making all concerned parties and serving copy of the representation to all, the District Sub Registrar, Lakhisarai shall consider and dispose off the same, in accordance with law, after giving opportunity of hearing to all concerned, within three weeks from the date of filing of the representation.

10. The Court would indicate here that it has not gone into the rival contentions on merits and it would be open to the District Sub Registrar, Lakhisarai to consider the same and dispose off the representation of the petitioners, in accordance with law, by passing a reasoned order.

(Ahsanuddin Amanullah, J)

Anjani/-

AFR/NAFR	
U	

