

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11986 of 2021

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Mahendra Ravidas Son of Yadunandan Ravidas Resident of Village- Khajuri,
P.O.- Khajuri, Police Station- Konch, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Department of Revenue and Land Reforms,
Government of Bihar, Patna.
3. The District Magistrate, Gaya.
4. The District Education Officer, Gaya.
5. The Sub Divisional Officer, Tekari, Gaya.
6. The Circle Officer, Konch, Gaya.
7. The Block Education Officer, Konch, Gaya.
8. Ram Ishwar Das Son of Dukhharan Das Resident of Village- Khajuri, P.O.-
Khajuri, Police Station- Konch, District- Gaya- 824207.
9. Shivdas Das Son of Late Devan Das Resident of Village- Khajuri, P.O.-
Khajuri, Police Station- Konch, District- Gaya- 824207.
10. Ramkrit Das Son of Late Devan Das Resident of Village- Khajuri, P.O.-
Khajuri, Police Station- Konch, District- Gaya- 824207.
11. Premdhan Das Son of Ramkrit Das Resident of Village- Khajuri, P.O.-
Khajuri, Police Station- Konch, District- Gaya- 824207.
12. Subhash Das Son of Ramkrit Das Resident of Village- Khajuri, P.O.-
Khajuri, Police Station- Konch, District- Gaya- 824207.
13. Manru Das Son of Ramkrit Das Resident of Village- Khajuri, P.O.- Khajuri,
Police Station- Konch, District- Gaya- 824207.
14. Manoj Das Son of Ramkrit Das Resident of Village- Khajuri, P.O.- Khajuri,
Police Station- Konch, District- Gaya- 824207.
15. Ashok Das Son of Briksh Das Resident of Village- Khajuri, P.O.- Khajuri,
Police Station- Konch, District- Gaya- 824207.
16. Gung Das Son of Briksh Das Resident of Village- Khajuri, P.O.- Khajuri,
Police Station- Konch, District- Gaya- 824207.
17. Prameshwar Paswan Son of Deeksha Paswan Resident of Village- Khajuri,
P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
18. Birendra Paswan Son of Prameshwar Paswan Resident of Village- Khajuri,
P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.



19. Gyanchand Das Son of Sonu Das Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
20. Mohan Paswan Son of Late Hiraman Paswan Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
21. Rajdeo Das Son of Late Mahang Das Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
22. Awadhesh Das @ Jhoki Son of Late Suryadeo Das Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
23. Jhaman Paswan Son of Vishundhari Paswan Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
24. Manilal Das Son of Ramdas Das Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
25. Hira Das Son of Ramdas Das Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
26. Ramchandra Paswan Son of Late Vishnu Paswan Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
27. Sadhu Yadav Son of Dhanuk Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
28. Anil Yadav Son of Late Deosharan Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
29. Krishna Yadav Son of Late Bhaju Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
30. Ram Ishwar Yadav Son of Sohrai Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
31. Surendra Yadav Son of Ramdas Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
32. Ravindra Yadav Son of Ramdas Yadav Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
33. Avilas Chaudhary Son of Hari Chaudhary Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
34. Awadhesh Ram Son of Late Gauri Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
35. Rajesh Ram Son of Late Ramji Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
36. Keshwari Chaudhary Son of not known Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.



37. Ramakant Ram Son of Late Sudeshwar Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
38. Sanjay Ram Son of Late Sudeshwar Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
39. Shyam Ram Son of Late Rameshwar Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.
40. Dhananjay Ram Son of Late Ganeshi Ram Resident of Village- Khajuri, P.O.- Khajuri, Police Station- Konch, District- Gaya- 824207.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar, Advocate
For the Respondent/s : Mr. Khurshid Alam, AAG-12

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA)

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/Hon'ble Judges through Video Conferencing from their residential offices/residences. Also the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

2 15-07-2021 Heard both sides.

The petitioner seeks direction by filing this PIL to remove the encroachment from public land bearing R.S. Khata No.436, R.S. Plots No.1031 and 1749, measuring 3.54 acres and 90 decimals situated in village Khajuri, P.S. Tekari, District Gaya.

After some argument, learned counsel for the petitioner seeks permission to withdraw this writ petition with liberty to file petition before the Circle Officer (Collector under



the Bihar Public Land Encroachment Act, 1956) for removal of the encroachment from the public land.

If such petition is filed, the Circle Officer shall pass order in accordance with law within four months from the date of receipt of such petition affording reasonable opportunity to the petitioner for hearing.

With the aforesaid observation, the writ petition is disposed of as withdrawn.

(Sanjay Karol, CJ)

(Prabhat Kumar Jha, J)

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