

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1318 of 2021

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1. Jethu Sah Son of late Bujhawan Sah resident of Village- Baldiha, P.O. Amnaur, P.S. Amnaur, District Saran.
 2. Ram Naresh Sah son of Jethu Sah alive resident of Village- Baldiha, P.O. Amnaur, P.S. Amnaur, District Saran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Land Reforms and Revenue.
2. The Principal Secretary, Department of Land Reforms and Revenue, Government of Bihar, Secretariat, Patna.
3. The Collector, Saran.
4. The Circle Officer, Amnaur Anchal, at, P.O. and P.S.- Amnaur, District- Saran.
5. The Officer-In- Charge, Amnaur P.S., at, P.O. and P.S.- Amnaur, District- Saran.
6. Harendra Mahto @ Chauhan son of late Deen Dayal Mahto resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
7. Hira Mahto son of Bhageran Mahto resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
8. Deo Pujan Prasad son of late Mohan Prasad resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
9. Pradeep Prasad son of Sheo Pujan Prasad resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
10. Deepak Prasad son of Sukan Prasad resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
11. Sheojee Sah son of late Megha Sah resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
12. Raj Kumar Mahto son of Alagu Mahto resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.
13. Chhote Lal Rai son of late Deo Narayan Rai resident of Village- Baldiha, P.O. and P.S.- Amnaur, District- Saran.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Nagendra Rai
For the Respondent/s : Mr.Lalit Kishore (Ag)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 23-03-2021

The present writ petition has been filed seeking



the following reliefs:-

I. Commanding the respondents 1st set and more particularly respondent no. 4 to get the encroachment over public land which is part of public road bearing plot no. 913 in front of plot no. 1291 in village Baldiha, P.S. Taraiya, Distrit Saran removed within a time period as stipulated by this Hon'ble Court as mandated under the provisions of the Bihar Public Land Encroachment Act, 1956;

II. Commanding the respondents 1st set to demolish any constructions made pursuant to aforesaid encroachment and clear the entire stretch of road in front of S.S. Plot no. 1291 of any obstruction;

III. Commanding the respondents 1st set to ensure that no further encroachment is made over the aforesaid stretch of road in future.

At the outset, the learned counsel for the petitioners submits that in view of the provisions contained in the Bihar Public Land Encroachment Act, 1956, the petitioners shall approach the Circle Officer, Amnaur Anchal, At, P.O. and P.S. Amnaur, District Saran with regard to their aforesaid grievances.

Accordingly, the present petition stands disposed of with liberty to the petitioners to approach the Circle Officer,



Amnaur Anchal, District Saran for redressal of their grievances and in case the Circle Officer, concerned finds any merit in the contention of the petitioners, appropriate action shall be taken in accordance with the provisions contained in the Bihar Public Land Encroachment Act, 1956, expeditiously, preferably within a period of six month from the date of filing of such petition by the petitioners.

(Mohit Kumar Shah, J)

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