

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1385 of 2020

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1. Dina Nath Ram S/o Late Baij Nath Ram resident of Village- Parmanpur, P.S. Dawath, District- Rohtas.
 2. Dasrath Ram S/o Late Baij Nath Ram resident of Village- Parmanpur, P.S. Dawath, District- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
2. The Principal Secretary, Rural and Housing Department, Govt. of Bihar, Patna.
3. The District Magistrate-cum- Collector, Rohtas.
4. The Superintendant of Police Rohtas.
5. The Deputy Collector, Land Reforms, Rohtas.
6. The Circle Officer-cum- Collector in Public Land Encroachment Act 1956, Anchal Office, Dawath, P.S. Dawath, District Rohtas.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Shambhu Sharan Singh
For the Respondent/s : Mr. Dhurjati Kr. Prasad, G.P. 14

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 06-07-2022 Though, the present writ petition has been filed for quashing the encroachment proceedings initiated vide Encroachment Case No. 4(13) of 2019-20 of petitioner no.1 and Encroachment Case No.0 of 2019-20 of petitioner no. 2 by the Circle Officer, Dawath, however, the learned counsel for the petitioners has confined his relief to the extent of liberty being granted to the petitioners to file reply to the show cause notice before the Circle Officer, Dawath and in the meantime some protection be granted to the petitioners.



Accordingly, the present writ petition stands disposed of with liberty to the petitioners to file reply to the show cause notice within a period of four weeks from today, in the ongoing Encroachment Case No. 4(13) of 2019-20 and Encroachment Case No. 0 of 2019-20, in case the proceedings of the same have not already been concluded, whereafter the Circle Officer, Dawath shall consider the same and after hearing the effected party shall pass appropriate order in accordance with law u/s 6(1) of the Bihar Public Land Encroachment Act, 1956 within a period of four weeks thereafter.

It is needless to state that for a period of eight weeks from today, status quo existing as on today shall be maintained.

(Mohit Kumar Shah, J)

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