

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22583 of 2018

Indradeo Sah Son of Late Satan Sah, Resident of Village- Shiswar, Post Office-Dhavpokhar, P.S.-Karamchat Sabar, District-Kaimur at Bhabua.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The District Magistrate, Kaimur at Bhabua.
3. The Sub-Divisional Magistrate, Bhabua, District Kaimur at Bhabua.
4. The Circle Officer, Rampur Belaon Block, District Kaimur at Bhabua.
5. Kameshwar Ram @ Godhan Ram Son of Sahbir Ram,
6. Ishwar Dayal Ram Son of Late igu Ram.
7. Motilal Ram Son of Late Baijnath Ram.
8. Shri Niwas Ram Son of Late Deomurat Ram.
9. Bigau Ram Son of Rameshwar Ram.
10. Mahendra Ram Son of Bigau Ram.
11. Nandu Ram Son of Bigau Ram.
12. Ram Naresh Ram Son of Late Sheonandan Ram.
13. Lal Mohar Ram Son of Late Dhyan Ram.
14. Mahadeo Ram Son of Late Dhyan Ram.
15. Dipti Kahar Son of Late Aslok Kahar. Respondent nos. 5 to 15 are Resident of Village- Shishwar, P.O.-Dhavpokhar, P.S.-Karamchat Sabar, District-Kaimur at Bhabua.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh, Advocate
For the Respondent/s : Mr.Subash Chandra Yadav -Gp15

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 20-07-2022 The present writ petition has been filed for directing the respondents to remove the encroachment made over R.S. Khata no. 117, R.S. Plot no. 305 measuring an area of 10.18 decimals lands situated in Mauza-Siswar, PS-Karamchat (Sabar), District-Kaimur at Bhabua, which is a public land.



At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Circle Officer, Rampur (Belaon) Block, Kaimur at Bhabua i.e. the respondent no. 4 by filing appropriate petition under the provisions of the ***Bihar Public Land Encroachment Act, 1956***.

The learned counsel for the respondent- State submits that in case, the petitioner approaches the respondent no. 4, definitely appropriate orders shall be passed, in accordance with law.

Having regard to the facts and circumstances of the case, the present writ petition stands disposed off, however with a liberty to the petitioner to approach the respondent no. 4 by filing appropriate petition under the provisions of the ***Bihar Public Land Encroachment Act, 1956*** and in case, such a petition is filed within a period of four weeks from today, the respondent no. 4 shall take appropriate action, in accordance with law, after hearing the affected parties and passed appropriate order, within a period of 12 weeks, thereafter.

(Mohit Kumar Shah, J)

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