

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.740 of 2017

Arising Out of PS. Case No.- Year-1111 Thana- District-

Shiv Shankar Singh Son of Late Jamuna Singh Resident of Village-Kaithaili
P.S.-Mairwa, District-Siwan.

... .. Petitioner

Versus

1. The State of Bihar Through The Director General of Police, Bihar, Patna
2. The Inspector General of Police, Bihar, Patna.
3. The Superintendent of Police, Siwan
4. The District Magistrate, Siwan
5. Sub Divisional Officer, Siwan
6. The S.H.O., Mairwa Police Station, Siwan
7. Amin Mian, Son of Raja Hussain, Resident of Village-Badgan, Tola Baikund Chapar, P.S.-Mairwa, District-Siwan

... .. Respondents

Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar, Advocate
For the Respondent/s : Mr.Manoj Kumar, AC to GP-4

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 03-11-2022 Heard learned counsel for the petitioner and Mr.
Manoj Kumar, learned AC to GP-4 for the State.

By filing this writ application about 5½ years back the petitioner prayed for a direction to the respondent authorities to provide adequate protection of his life, liberty and property.

A perusal of the writ application would show that the petitioner claims ownership in respect of certain land and in respect of the said land section 144 Cr.P.C. proceeding was also initiated. Petitioner admits his dispute over the land with the private respondents.



Learned counsel for the State submits that taking note of the grievance of the petitioner the concerned officer-in-charge of the police station submitted a report for initiation of a proceeding under Section 107 Cr.P.C. and accordingly said proceeding was initiated. It is further stated that besides initiation of a proceeding the police is also watching the parties connected with the aforesaid dispute and in case of a breach of peace by either of the parties, suitable action shall be taken.

In the given facts and circumstances of the case, this Court is of the considered opinion that at this stage no further direction need be issued to the respondents. If the circumstances so arise, the petitioner is always at liberty to submit an application to the Superintendent of Police, Siwan (Respondent No.3) and in case it is found that his life and liberty is in danger, respondent no. 3 shall consider the same and pass an appropriate order thereon within a reasonable period.

This application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

