

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5366 of 2021

VIVEKANAND JHA Son of Jai Prakash Jha At present resident of village-
Fakirna, Ward no. 6, P.s.- Rosera, District- Samastipur, Permanent resident of
village- Patsha, Circle and P.s.- Hasanpur, District- Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar through District Magistrate-cum-Collector, Samastipur
2. The Deputy Collector, Land Reform, Rosera, District- Samastipur
3. The Circle Officer, Hasanpur Circle, District- Samastipur
4. Shobha Kant Jha Son of Damodhar Jha Resident of village- Patsa, P.s.-
Hasanpur, District- Samastipur
5. Shanti Jha Son of Damodhar Jha Resident of village- Patsa, P.s.- Hasanpur,
District- Samastipur
6. Vibhutinath Jha Son of Damodhar Jha Resident of village- Patsa, P.s.-
Hasanpur, District- Samastipur
7. Devendra Jha Son of Rama Kant Jha Resident of village- Patsa, P.s.-
Hasanpur, District- Samastipur

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Madhav Kumar,Advocate
For the Respondent/s : Mr.Lalit Kishore,AG

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 21-09-2022 The present writ petition has been filed seeking the
following reliefs:-

*“1. That the present writ application is being
directed for the issuance of a writ in the nature of
Mandamus or any appropriate writ/s commanding
the respondents concerned to remove the
encroachment made by the private respondents over
the public land measuring about 9 decimal
appertaining to Khata No.791, Plot No. 2029 and
2038 as the petitioner and other 11 families have*



been prevented from using the public road by the encroacher i.e. private respondents.”

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Circle Officer, Hasanpur, District-Samastipur, for redressal of his aforesaid grievance.

Liberty so sought is granted.

It is needless to state that in case the petitioner approaches the Circle Officer, Hasanpur, District-Samastipur, by filing appropriate petition under the provisions of the Bihar Public Land Encroachment Act, 1956, within a period of four weeks from today, the same shall be considered, in accordance with law and after hearing the affected parties, appropriate orders shall be passed thereon, forthwith.

The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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