

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4829 of 2018

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Mangala Singh Son of Vikrama Singh, Resident of Bahuaara, P.S.- Rajpur,
P.O.- Sisaradh, District- Buxar, presently residing at South East of West
Chausa Railway Crossing, Village- Narayanpur, P.O.- Chausa, P.S.- Buxar
Muffasil, District- Buxar.

... .. Petitioner/s

Versus

1. The Indian Railways Through The General Manager, East Central Railway, Hajipur, Bihar.
2. The General Manager, East Central Railway, Hajipur, Bihar.
3. The Senior Divisional Engineer, East Central Railway, Danapur, Patna.
4. The Assistant Divisional Engineer, East Central Railway, Danapur, Patna.
5. The District Magistrate, Buxar.
6. The Rai Engineers, Basant Bihar Colony, Raghunathpur, R.P.S. Raod, Danapur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar Sinha, Advocate
For the Respondent/s : Mr.Raj Kishore Roy -GP18

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 19-09-2022 Though the present writ petition was filed for removing the construction of over bridge on Chausa Railway Station, built over the house of the petitioner after demolishing the 23 ft. long and 3 ft. wide overhang (*Chhajja*) of the first floor as well as second floor of the house of the petitioner and for grant of compensation for such damage that has been done by the Railways, however, the respondent- Railways have filed a counter affidavit, disputing the claim of the petitioner and have also furnished an inquiry report, which is also signed by



the Circle Officer, wherein, it has been stated that roof/ *Chhajja* of the house of the petitioner has been constructed over the Railways land.

In such view of the matter, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the competent civil court having appropriate jurisdiction for appropriate declaration. Liberty so sought, is granted.

The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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