

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.5894 of 2021**

=====

Ramashanker Chaudhary Son of Rampati Chaudhary Resident of Village  
Shukul Pipra (Rajpur), P.O. - Shukulpipra, P.S. - Mohania, District- Kaimur at  
Bhabua

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land  
Reforms Department, Govt. of Bihar
2. The Divisional Commissioner, Patna Patna
3. The District Magistrate, Kaimur at Bhabua Kaimur at Bhabua
4. The Land Reforms Deputy Collector, Kaimur at Bhabua Kaimur at Bhabua
5. The Sub-Divisional Officer, Kaimur at Bhabua Kaimur at Bhabua
6. The Circle Officer Mohania, Kaimur at Bhabua Kaimur at Bhabua
7. Lal Bahadur Chaudhary Son of Rampati Chaudhary Resident of Village  
Sukulpipra (Rajpur), P.O. Shukulpipra, P.S. Mohania, District- Kaimur at  
Bhabua
8. Rampati Chaudhary Son of Late Ganga Chaudhary Resident of Village  
Sukulpipra (Rajpur), P.O. Shukulpipra, P.S. Mohania, District- Kaimur at  
Bhabua

... .. Respondent/s

=====

**Appearance :**

For the Petitioner/s : Mr.Uday Pratap Singh  
For the Respondent/s : Mr.Lalit Kishore (Ag)

=====

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      14-09-2022                      The present writ petition has been filed seeking the  
  
following reliefs:

*“(i) For issuance of Writ in the nature of Mandamus  
or any other appropriate writ/ direction to the  
respondents particularly Respondent No. 7 to 8 to  
remove the encroachment made in Mauza Sukulpipra  
upon Khata No. 43 Plot No. 71 area 38 decimal  
respectively in Block Mohania at Bhabua. The land in  
question Aam Public Road encroached the  
respondents No. 7 to 8.*



*(ii) For issuance of writ in the nature of Mandamus or any other appropriate writ/ direction to the respondents to start the encroachment case on the basis of application of petitioner (Annexure-1 series) dated on 17.07.2019, 16.12.2019, and 05.01.2021 before Circle Officer, Mohania and District Magistrate, Kaimur at Bhabua.”*

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Circle Officer, Mohania, District-Kaimur at Bhabua, 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, Mohania, District-Kaimur at Bhabua, 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)**

S.Sb/Sonal-

|   |  |  |  |
|---|--|--|--|
| U |  |  |  |
|---|--|--|--|

