

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5210 of 2022

Uttam Kumar @ Shiv Kumar @ Shiv Mandal S/o Girija Raman Singh,
Resident of Village - Mahgama (Khajuria) P.O. Ghatwari, P.S. Dharhara
District - Munger.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reforms Department Government of Bihar, Patna.
2. The Commissioner, Munger.
3. The District Magistrate-cum-Collector, Munger.
4. The Additional District Magistrate (Revenue and Land Reforms Officer) Munger.
5. The Deputy Collector Land Reforms, Munger.
6. The Sub-Divisional Officer, Munger.
7. The Circle Officer-cum-Collector under the Public Land Reforms Act, Dharhara, Munger.
8. The Officer-in-Charge, Dharhara Police Station, P.O. Dharhara, District - Munger.
9. The Halka Karamchari, Gram Panchayat Raj Mahgama P.S. Dharhara, District - Munger.
10. The Officer-in-Charge, Laraiyatandr, Police Station, P.O. Ghatwari (Mahgama) District - Munger.
11. The Anchal Admin Concerning Gram Panchayat Raj Mahgama P.S. Dharhara, District - Munger.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Shambhu Sharan Singh, Adv.
For the Respondent/s : Mr.Rishi Raj Sinha (Sc 19)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 25-11-2022 The present writ petition has been filed by the petitioner, challenging the notice dated 19.07.2021, issued by the Circle Officer, Dharhara, District-Munger under Section 3 of the Bihar Public Land Encroachment Act, 1956.

The learned counsel for the petitioner has submitted that



the petitioner is residing at the plot/ land in question since the year 1930 and he is having valid right, title and interest over the same. Nonetheless, it is submitted by the learned counsel for the petitioner that he would be approaching the Circle Officer, Dharhara i.e. the respondent no. 7, by filing his objections, within a period of four weeks from today, however, he be protected during the interregnum period.

The learned counsel for the respondent- State submits that in case, the petitioner files his objections, before the respondent no. 7, in the ongoing encroachment case, within a period of four weeks from today, he shall definitely consider the same and pass the final order under Section 6(1) of the Bihar Public Land Encroachment Act, 1956.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to dispose off the present writ petition with liberty to the petitioner to file his objections before the respondent no. 7 and in case, such objections are filed within a period of four weeks from today, the respondent no. 7 shall consider the same and pass appropriate orders, in accordance with law, under Section 6(1) of the Bihar Public Land Encroachment Act, 1956 and till then, status quo existing as on today qua the land/ house of the petitioner in question, shall be



maintained.

The writ petition stands disposed off on the aforesaid
terms.

(Mohit Kumar Shah, J)

Tiwary/Saurav

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