

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9692 of 2022

1. Najim son of Md. Saiyeed Hazi @ Sahid Ali @ Haji Sayeed, Resident of Village - Paschimtla, Jokalbari P.O. - Bighaur Hat, P.S. - Barsoi, District- Katihar.
2. Hakimullah son of Dr. Hanif, Resident of Village- Bighaur Hat, P.O.- Bighaur Hat, P.S.- Barsoi, District- Katihar.
3. Mujaffar son of Masihujjama, Resident of Village - Mahinagar, P.O. - Bighaur Hat, P.S. - Barsoi, District- Katihar.
4. Anwar @ Annarul son of Md. Samshuddin, Resident of Village - Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, Katihar.
5. Hussein son of Md. Ali, Resident of Village - Mahinagr, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
6. Faiyaz Alam son of Mahboob, Resident of Village - Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
7. Parkas @ Prawin Kumar Das son of Shankar Das, Resident of Village - Kamrol, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
8. Anwar Ali son of late Arip Hussain, Resident of Village - Gondhra, Kaswatoli, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
9. Abdul Rahim @ Rahim son of Almat Sarkar, Resident of Village - Jokalbari, P.O. - Bighaur Hat, P.S.-Barsoi, District- Katihar.
10. Sohrab son of late Wasiruddin, Resident of Village- Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
11. A. Rasheed son of Sarkar, Resident of Village - Jokalbari, P.O. - Bighaur Hat, P.S.- Barsoi, District - Katihar.
12. Manasur son of Dhan Mohamad, Resident of Village - Para Gaon, P.O. - Ganjan, P.S. - Barsoi, District - Katihar.
13. Rajesh Das son of Taarni Das, Resident of Village - Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
14. Aslam Ansari son of late Mahboob Ansari, Resident of Village - Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.
15. Md. Helal son of Pachu Mohammad, Resident of Village - Bighaur Hat, P.O. - Bighaur Hat, P.S. - Barsoi, District - Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and Land Reforms, Govt. of Bihar, Patna.
2. The Collector, Katihar.
3. The Sub-Divisional Officer, Barsoi, Katihar.
4. Circle Officer, Barsoi, Katihar.

... .. Respondent/s



Appearance :

For the Petitioner/s : Mr.Md. Helal Ahmad
For the Respondent/s : Mr.Raj Kishore Roy (Gp18)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-12-2022 Though the present writ petition has been filed for quashing the notice/ order dated 23.5.2022, passed by the Circle Officer, Barsoi, Katihar i.e. the Respondent No. 4, in connection with Encroachment Case No. 10/2021-22, however, since the Respondent-State has filed a counter affidavit wherein there is no whisper about passing of the final order under Section 6(1) of the Bihar Public Land Encroachment Act, 1956, this Court deems it fit and proper to dispose of the present writ petition with liberty to the petitioners to file their objections / replies before the Respondent No. 4 in the pending Encroachment Case No. 10/2021-22, within a period of four weeks from today, whereupon the Respondent No. 4 shall consider the same and pass appropriate final orders under Section 6(1) of the Bihar Public Land Encroachment Act, 1956, in accordance with law, within a period of eight weeks, thereafter and till



then, status quo, existing as on today qua the
land / houses of the petitioners in question, shall
be maintained.

(Mohit Kumar Shah, J)

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