

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3723 of 2018

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Kishori Sah Son of Late Shiv Sah, Resident of Village- Sargatiya, P.S.
Gopalpur, District- West Champaran.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Bettiah.
3. The Circle Officer, Sikta.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Bhagya Narayan Jha, Advocate
For the Respondent/s : Mr.Subhash Chandra Yadav -Gp15

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 26-07-2022 Though the present writ petition has been filed for quashing the notice dated 26.02.2018, issued by the Circle Officer, Sikta, West Champaran i.e. the respondent no. 3 in Encroachment case no. 18 of 2017-18, however the learned counsel for the petitioner has limited his prayer to grant of liberty to the petitioner to file show cause reply before the respondent no. 3 and issuance of direction to the said authority to take a final decision by passing appropriate orders under ***Section 6(1) of Bihar Public Land Encroachment Act, 1956 (hereinafter referred to as the “Act, 1956”).***

Accordingly, the present writ petition stands disposed off, however with liberty to the petitioner to file appropriate show cause reply in the aforesaid Encroachment case no. 18 of



2017-18 before the respondent no. 3, within a period of four weeks from today, which shall be considered in accordance with law and appropriate final order under ***Section 6(1) of the Act, 1956*** shall be passed by the respondent no. 3, within a period of 12 weeks, thereafter. It is needless to state that for a period of 16 weeks from today, *status quo* existing as on today, shall be maintained.

The present writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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