

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1286 of 2021

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Satyadev Bhagat son of Late Banka Bhagat Resident of Village and Post-
Sonbarsa, P.S.- Barauli, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The District Magistrate, District- Gopalganj.
3. The Sub- Divisional Officer, Gopalganj.
4. The Circle Officer, Barauli, Gopalganj.
5. Baijnath Pandit son of Late Dwarka Pandit Resident of Village and Post-
Sonbarsa, P.S.- Barauli, District- Gopalganj.
6. Lal Bahadoor Pandit son of Late Dwarka Pandit Resident of Village and
Post- Sonbarsa, P.S.- Barauli, District- Gopalganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Satyendra Rai, Advocate

For the Respondent/s : Mr. Abhoy Kumar Kashyap, AC to GP-18

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

2 27-07-2022 The present writ petition has been filed seeking the

following reliefs:-

*“a) For a direction to the official respondent
authorities to take appropriate measures to get the
encroachment removed made upon the land of Khata
No. 49, Survey No. 190, area 0-12-02 Dhur; Khata
No. 49, Survey No. 277, area 0.10 Dismal of (Gair
Majarua Aam land) public Road and public
mortuary situated in Thana No. 426, Mauza-
Sonbarsa, Circle Barauli in the district of Gopalganj
by the private respondent no. 5, 6 and some other
persons whereby the inn and exit path of the
petitioner's land has been struck, by initiating a
proceeding under the Bihar Public Land
Encroachment Act, 1956 (hereinafter referred to as*



‘the Act’).

b) For a direction to the Respondent No. 4 to get the land measured and initiate Encroachment Proceeding and to get remove the encroachment made by the private respondent and others.

c) For a direction to the Respondent no. 4 to produce measurement report of the land in question along with encouragement proceedings initiated if any for removal of the said encroachment.”

At the outset the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the respondent no. 4 i.e the Circle Officer, Barauli, District-Gopalganj for redressal of his aforesaid grievances. Liberty so sought is granted.

It is needless to state that in case the petitioner files appropriate petition under the provisions of the Bihar Public Land Encroachment Act, 1956, within a period of four weeks from today, the respondent no. 4 shall consider the same and pass appropriate orders thereon, in accordance with law, after hearing the affected parties, within a period of 12 weeks, thereafter.

(Mohit Kumar Shah, J)

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