

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11128 of 2022

1. Sikandar Kumar @ Sikandar Prasad son of Late Vijay Prasad @ Vijay Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
2. Dharmendra Kumar @ Dharmendra Yadav, son of Birju Yadav @ Brij Nandan Prasad, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
3. Subhas Prasad, son of Late Siyasharan Prasad @ Siyasharan Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
4. Amit Kumar, son of Vijay Prasad, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
5. Niranjana Kumar, son of Late Sushil Prasad @ Rambabu Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
6. Umesh Prasad, son of Late Munni Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
7. Anil Prasad, son of Late Arjun Singh @ Late Arjun Prasad, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
8. Sumant Prasad @ Sumant Yadav, son of Late Yamuna Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
9. Yogendra Prasad @ Yogendra Yadav, son of Late Ganga Prasad @ Ganga Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
10. Harendra Prasad @ Harendra Yadav, son of Brijnandan Prasad @ Birju Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
11. Upendra Prasad @ Upendra Yadav, son of Late Ganga Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
12. Mukesh Prasad @ Mukesh Yadav, son of Late Yamuna Yadav @ Yamuna Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
13. Ajay Prasad, son of Late Mauji Singh, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
14. Chhotan Prasad @ Chhotan Yadav, son of Late Ganga Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
15. Kapildev Prasad @ Kapil Yadav, son of Late Munni, resident of Village-



Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.

16. Ramaji Prasad @ Ramji Ramji Yadav, son of Late Kaali Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
17. Ballav Singh @ Ballav Yadav, son of Late Kaali Singh @ Kali Yadav, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
18. Bhushan Prasad, son of Late Mauji Singh, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.
19. Akhilesh Kumar @ Akhilesh Yadav, son of Late Ravindra Prasad @ Ravindra Das, resident of Village- Sardar Bigha, P.O.- Kornawan, P.S.- Chiksaura, District- Nalanda, Pincode- 801302, State- Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
2. The District Magistrate-cum- Collector, District- Nalanda.
3. The Sub- Divisional Officer, Block- Hilsa, District- Nalanda.
4. The Circle Officer, Block- Hilsa, District- Nalanda.
5. The Station House Officer, P.S.- Chiksaura, District- Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Anil Kumar Singh
For the Respondent/s	:	Mr.Rishi Raj Sinha (Sc19)
		Mr. Arul Shankar, AC to SC-19

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 01-09-2022 In pursuance to the earlier order of this Court dated 11.08.2022, the Respondent State has filed a counter affidavit wherein it has been stated that the final order u/s 6(1) of the Bihar Public Land Encroachment Act, 1956 has already been passed by the Circle Officer, Hilsa, District Nalanda, in the aforesaid Encroachment Case No. 1 of 2022-23.



At this juncture, the learned counsel for the petitioners seeks liberty on behalf of the petitioners to challenge the final order, passed u/s 6(1) of the Bihar Public Land Encroachment Act, 1956 by filing appropriate appeal. Liberty so sought is granted.

It is needless to state that in case appropriate appeal is filed by the petitioners within a period of four weeks from today, status quo existing as on today shall be maintained till the disposal of the appeal to be filed by the petitioners herein.

The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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