

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17280 of 2021

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Girija Prasad Gond @ Girija Prasad Son of Late Vijili Sah, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and Land Reforms, Government of Bihar, Patna.
2. The Collector, District West Champaran, Bettiah.
3. The Sub-Divisional Officer, Sub-Division - Bagaha, District - West Champaran.
4. The Anchal Adhikari, Anchal Bhitahan, District - West Champaran.
5. The Superintendent of Police, Police District - Bagaha, District - West Champaran.
6. The Officer-in-Charge, Police Station - Bhitahan, District - West Champaran.
7. Yogendra Yadav, Son of Lali Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
8. Rajendra Yadav, Son of Lali Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
9. Jitu Yadav, Son of Lali Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
10. Mahatam Yadav, Son of Late Motar Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
11. Harikesh Yadav, Son of Late Motar Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
12. Basudev Yadav, Son of Late Janak Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
13. Rameshwar Yadav, Son of Raj Mangal Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
14. Manish Yadav, Son of Rajmangal Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
15. Satendra Yadav, Son of Yogendra Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.



16. Balar Yadav, Son of Yogendra Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
17. Mukesh Yadav, Son of Rajendra Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
18. Ambika Yadav, Son of Late Dudhni Yadav Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
19. Jayshree Yadav, Son of Late Dudhani Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
20. Chanchal Yadav, Son of Late Dudhani Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
21. Santosh Yadav, Son of Ambika Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
22. Manoj Yadav, Son of Ambika Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
23. Kumresh Yadav, Son of Jayshree Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
24. Sanjay Yadav, Son of Jayshree Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
25. Sataydev Yadav, Son of Jayshree Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
26. Ajay Kumar, Son of Chanchal Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
27. Vijay Yadav, Son of Chanchal Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
28. Vinay Yadav, Son of Chanchal Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
29. Rajendra Yadav, Son of Lali Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.
30. Balkishun Yadav, Son of Mainekar Yadav, Resident of Village - Bairatawa, P.O. Machhahan @ Dubaha, Police Station and Anchal Bhitahan, District - West Champaran.



... .. Respondent/s

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Appearance :
For the Petitioner/s : Mr.Arvind Kumar, Adv.
For the Respondent/s : Mr.Sajid Salim Khan (SC25)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 02-11-2022 Though, the present writ petition has been filed for removal of the encroachment made over the village road and nala recorded as Gairmajarua Malik land, however, it is informed by the learned counsel for the petitioner that the Circle Officer, Anchal Bhitahan, District- West Champaran has already initiated an encroachment proceeding vide Encroachment Case No. 2 of 2021-22, hence, the same be directed to be concluded, expeditiously.

 Having regard to the facts and circumstances of the case, I deem it fit and proper to dispose off the present writ petition with a direction to the Circle Officer, Bhitahan, District- West Champaran to conclude the proceedings of the aforesaid Encroachment Case No.2 of 2021-22 by passing the final order under Section 6(1) of the Bihar Public Land Encroachment Act, 1956, in accordance with law, and after hearing the affected parties within a period of 12 weeks of receipt/production of a copy of this order.

 The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

Tiwary/Saurav

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