

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.3620 of 2021**

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Bihari Ram Son of Motilal Ram Resident of Village- Rahthua, P.S.-  
Brahampur, District- Buxar.

... .. Petitioner/s

Versus

1. The State of Bihar Through the District Magistrate, Buxar.
2. The District Magistrate - Cum- Second appellate authority public complaint cell Buxar.
3. The Additional District Magistrate - Cum- 1st appellate authority District public complaint cell, Buxar.
4. The S.D.O. Dumraon, Buxar.
5. The Circle Officer Brahampur, Buxar.
6. Chandrama Ram Son of Sakaldip Ram Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.
7. Bikrama Ram Son of Sakaldip Ram Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.
8. Ramji Mahto Son of Late Bakil Mahto Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.
9. Motilal Pal Son of Nil Kuar Pal Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.
10. Shambhu Pal Son of Late Ram Sakal Pal Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.
11. Shiv Kumari Devi Wife of Chandrama Ram Resident of Village- Rahthua, P.s.- Brahampur, District- Buxar.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Dhirendra Singh  
For the Respondent/s : Mr.Rishi Raj Sinha, SC-19  
Mr. Saurabh Kumar, AC to SC-19

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      10-08-2022                      The present writ petition has been filed seeking the following reliefs:-

1. To issue a writ in the nature of mandamus or any other appropriate writ/ writs, order/ orders, direction/directions



commanding the respondents for the following:-

i. To direct the respondents to remove the encroachment from the Govt. land of the Mauza- Rahthua, Khata No. 417 Khesra no. 2281 total area 50 decimal.

ii. To direct the respondents to remove the encroachment of the Nala according to the khatian (Annexure-3).

iii. To direct the respondents to remove the respondents no. 6 to 11 who encroached the Govt. land and obstruct the Nala of the Dalit Basti of Rahthua village, Buxar.

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Respondent No. 5 i.e. the Circle Officer, Brahampur, Buxar for redressal of his aforesaid grievances. Liberty so sought is granted.

It is needless to state that in case appropriate petition is filed by the petitioner under the provisions of the Bihar Public Land Encroachment Act, 1956 before the Respondent No.5 within a period of four weeks from today, appropriate orders shall be passed thereon, in accordance with law, and after hearing the affected parties within a period of 12 weeks, thereafter.



The writ petition stands disposed of with the aforesaid liberty.

**(Mohit Kumar Shah, J)**

Tiwary/-

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