

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19590 of 2021

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Dinesh Kumar Jaiswal S/o Banke Bihari Jaiswal Resident of Birauli Bazar,
P.O.- Ajhokopa, P.S.- Rupauli, Via- Bhawanipur, Dhobgidha, District- Purnia.

... .. Petitioner/s

Versus

1. The State of Bihar Through the District Magistrate, Purnia.
2. The Sub-Divisional Officer Dhamdaha, Purnia.
3. The Circle Officer, Rupauli, Purnia.
4. The Superintendent of Police Purnia.
5. The Deputy Superintendent of Police Dhamdaha, Purnia.
6. The Station House Officer Rupauli, Purnia.
7. Kailash Jaiswal Son of Late Etwari Bhagat Resident of Birauli Bazar, P.O.-
Ajhokopa, P.S.- Rupauli, District- Purnia.
8. Pawan Jaiswal Son of Late Etwari Bhagat Resident of Birauli Bazar, P.O.-
Ajhokopa, P.S.- Rupauli, District- Purnia.
9. Bikki Jaiswal Son of Shivnarayan Jaiswal Resident of Birauli Bazar, P.O.-
Ajhokopa, P.S.- Rupauli, District- Purnia.
10. Shankar Jaiswal Son of Late Bindeshwari Prasad Bhagat Resident of Birauli
Bazar, P.O.- Ajhokopa, P.S.- Rupauli, District- Purnia.
11. Chinku Ray Son of Rudal Prasad Ray Resident of Birauli Bazar, P.O.-
Ajhokopa, P.S.- Rupauli, District- Purnia.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sanchay Srivastava, Advocate
For the Respondent/s : Mr.Rishi Raj Sinha (SC19)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-11-2022 The present petition has been filed seeking the following
reliefs :-

*“(i) For issuance of an appropriate writ(s)/
order(s)/ directions (s) in the nature of
mandamus for a direction to the concerned state
respondents to remove encroachment from
Jhanda Chowk, Birauli Bazar, Circle-Rupauli,
District-Purnia where the private respondent*



*nos. 7 to 11 have encroached the public land.
(ii) For issuance of an appropriate writ(s)/
order(s)/ direction(s) in the nature of mandamus
for a direction to the concerned respondents to
remove the said encroachment from the public
land and to clear the said Jhanda Chowk in
Birauli Bazar, Purnia where Flag Hoisting
Ceremony is conducted on the occasion of
Independence Day and Republic Day.”*

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Circle Officer, Rupauli, Purnia for redressal of his aforesaid grievances. Liberty so sought, is granted.

It is needless to state that in case, the petitioner approaches the Circle Officer, Rupauli, Purnia by filing appropriate petition under the provisions of the Bihar Public Land Encroachment Act, 1956, within a period of four weeks from today, the same shall be considered, in accordance with law and after hearing the affected parties, appropriate orders shall be passed thereon, forthwith.

The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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