

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19763 of 2021

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Rampravesh Singh Son of Rajendra Singh Resident of Village - Godhiya,
Harpur Bhalaha, Ward no. 1, P.S. - Bathnaha, Distt. Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary land Reform and Revenue Department Bihar, Patna.
2. The Collector - Cum- Distt. Magistrate, Sitamarhi.
3. The Addl. Collector Land Reform Department, Distt. Sitamarhi.
4. The Sub-Divisional Officer, Sitamarhi.
5. The Block Development Officer, Bathnaha.
6. The Circle Officer, Bathnaha.
7. Shekha Sakoor Son of Shekh Anwarul Resident of Village - Godhiya, Harpur Bhalaha, Ward No. 1, P.S. - Bathnaha, Distt. Sitamarhi.
8. Md. Ijhar Alam Son of Shekh Sakoor Resident of Village - Godhiya, Harpur Bhalaha, Ward No. 1, P.S. - Bathnaha, Distt. Sitamarhi.
9. Md. Anjar Son of Shekh Sakoor Resident of Village - Godhiya, Harpur Bhalaha, Ward No. 1, P.S. - Bathnaha, Distt. Sitamarhi.
10. Md. Ansar Son of Shekh Sakoor Resident of Village - Godhiya, Harpur Bhalaha, Ward No. 1, P.S. - Bathnaha, Distt. Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Devendra Kumar, Advocate
For the Respondent/s : Mr.Lalit Kishore (AG)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 07-11-2022 The present petition has been filed seeking the following relief :-

“(i) For issuance of an appropriate writ in the nature of mandamus directing and commanding the respondent authorities to remove the encroachment from the public road appertaining to Plot no. 281 in front of Raiyati land of petitioner bearing Khata no.



1129, Plot no. 233, whereby and whereunder the private respondents have made hut/pucca house over the public road in front of the house of the petitioner it causes apprehensions and traffic hazards to the public at large of this village. The petitioner having no any road to get enter into the house.”

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

It is needless to state that in case, the petitioner approaches the Circle Officer, Bathnaha, Sitamarhi 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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