

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.95 of 2019

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Nageena Mahto M Son of Sathu Mahto Resident of Village- Bathana, P.S.
Pipra Kothi, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Revenue and Land Reforms Department,
Government of Bihar, Patna.
3. The Collector, East Champaran at Motihari.
4. The Deputy Land Reforms Commissioner LRDC Motihari, East Champaran.
5. The Circle Officer at Kotwa, East Champaran.
6. Raja Mahto Son of late Bhikhan Mahto Resident of Village- Bathana, Ward
No. 5, P.O.P.S- Pipra Kothi, Block/ Anchal- Kotwa, District- East
Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar No.1, Advocate
For the Respondent/s : Mr.Raj Kishore Roy, GP-18

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 23-06-2022 The present writ petition has been filed for directing

the respondent-State authorities to take steps for removing the

encroachment made by the private respondent no. 6 on the

public land/road in front of the house of the petitioner.

This Court finds that appropriate remedy for the
petitioner is to approach the Circle Officer, Kotwa, East
Champaran under the provisions of the Bihar Public Land
Encroachment Act, 1956.

The learned State counsel also does not have any
objection if the petitioner approaches the Circle Officer



concerned for necessary action and he submits that appropriate action shall be taken in accordance with law expeditiously.

Accordingly, the present petition stands disposed off as not pressed, however, with liberty to the petitioner to approach the Circle Officer, Kowta, East Champaran by filing appropriate petition under the provisions of the Bihar Public Land Encroachment Act, 1956 and in case such a petition is filed within a period of four weeks from today, the Circle Officer concerned shall issue notice to the concerned affected parties and take appropriate action in accordance with law within a period of eight weeks thereafter.

(Mohit Kumar Shah, J)

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