

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.99 of 2022

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Md. Shoaib @ Md. Shueb @ Md. Shoaib Sidhiqui Son of Late Md. Naim,
Resident of Village - Paroo Tole Majhauria Middle, Police Station- Paroo,
Block and Circle - Paroo, District - Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Land Reforms Department, Government of Bihar, Patna.
3. The District Magistrate cum Collector, District - Muzaffarpur.
4. The Deputy Collector Land Reforms (D.C.L.R.), West, Muzaffarpur.
5. Md. Sayeem, Son of Ekwel Hussain, Resident of Village - Paroo Tole Majhauria Middle, Police Station- Paroo, Block and Circle - Paroo, District - Muzaffarpur.
6. Sri Sanjay Kumar, Son of Krishna Kishore Prasad Singh, Resident of Village and Post Office - Basara Kazi, Police Station- Saraiya, District - Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, Advocate

For the Respondent/s : Mr. Sajid Salim Khan, SC 25

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/Hon'ble Judges through Video Conferencing from their residential offices/residences. Also the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

2 13-01-2022

Petitioner has prayed for the following relief(s):-



1. That this is an application for issuance of writ / writs, order / orders, direction / directions in the nature of certiorari to quash the notification 2016 passed by the State Government, Bihar, Patna to declare ultravirous, whereby and where under the stuck down the Section 16(3) of Bihar Land Reforms Act, 1961. Further prayer for issuance of writ / writs, order / orders, direction / directions in the nature of certiorari to quash the order dated 11.01.2017 passed by the Learned Deputy Collector Land Reforms, West Muzaffarpur in Pre-emption Case No. 01 of 2016 - 17 as well as the order dated 17.11.2017 passed by the Collector Muzaffarpur in Ceiling Appeal No. 01 of 2017 - 18 ignoring the facts and circumstances of the case.

Further prayer in nature of mandamus commanding and directing the respondents to grant other relief / reliefs in the facts and circumstances of the case.

Learned counsel for the petitioner, under instructions, seeks permission to withdraw the present petition reserving liberty to file a fresh petition, on the same and subsequent cause of action, in accordance with law, if so required and desired.

Permission granted with liberty as prayed for.

Liberty also reserved to the petitioner to make a mention for listing of the petition on priority basis.



As and when any such mention is made, Registry shall take steps for listing the petition at the earliest.

Instant petition stands dismissed as withdrawn in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/-

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