

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2454 of 2017

=====

Sunita Devi Wife of Bipin Prasad, Resident of Mohalla- Nakched, P.S.-
Motihari Town, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Bihar, Patna.
2. The Secretary Chief Minister, Secretariat, Bihar, Patna.
3. The District Magistrate, East Champaran, Motihari.
4. The Superintendent of Police, East Champaran, Motihari.
5. The Sub-Divisional Officer, East Champaran, Motihari.
6. The Deputy Collector Land Reform, East Champaran, Motihari.
7. The Circle Officer, East Champaran, Motihari.
8. Sri Suresh Prasad, son of Sita Ram Prasad,
9. Sri Krishna Prasad, Son of Late Yamuna Prasad, Respondent No.8 and 9 are
Resident of Mohalla- Nakched, P.S.- Motihari Town, District- East
Champaran.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr.Ranjeet Kumar, Advocate
For the State	:	Mr.Raj Kishore Roy-GP18
For Resp No.9	:	Mr.Karandeep Kumar, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 11-04-2023 The present writ petition has been filed
seeking the following relief:-

*"1. That this civil writ application
is being filed for issuance of direction to
the Sub-Divisional Officer, Sadar,
Motihari to ensure removal of
encroachment from the boundary land
of Khodanagar adjacent to the house of
the Petitioner in exercise of the power
conferred under Section 133 of the Code*



of Criminal Procedure and in view of decision of the Hon'ble Division bench of the Hon'ble Patna High Court reported in 2016(1) PLJR, 248 (Sanjay Jha Vs. State of Bihar) as the two Private Respondents have raised illegal construction / boundary wall upon the public land and has blocked the single entrance to the Petitioner."

At the outset, the learned counsel for the petitioner seeks not to press the present writ petition, however, seeks liberty on behalf of the petitioner to avail such other alternative remedies as are otherwise available under the law. Liberty, so sought, is granted.

The writ petition stands dismissed as not pressed.

(Mohit Kumar Shah, J)

kanchan/Saurav

U			
---	--	--	--

