

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3137 of 2018

Parma Nand Yadav Son of Murlidhar Yadav, Resident of Village- Alipur, P.O.-
Nawada Bazar, P.S.- Rajaun, District- Banka, At present J.C.N.Y.A. 14919284
W Rank-NB/SUB, MECHINE (1 Madras) A Coy C/ 56APO.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary Government of Bihar, Patna.
2. The Principal Secretary, Department of Revenue and Land Reforms,
Government of Bihar, Patna.
3. The Commissioner, Bhagalpur Division, Bhagalpur, Bihar.
4. The District Collector, Banka, Bihar.
5. The Deputy Collector, Land Reforms, Banka, Bihar.
6. The Circle Officer, Block Rajaun, District- Banka.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Shiva Shankar Prasad Singh, Advocate Mr. Pushpendra Priyedarshi, Advocate
For the Respondent/s	:	Md. Khurshid Alam- AAG 12

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

5 22-03-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner has filed the instant application for the
following relief(s):

“(i) For issuance of an appropriate writ,
order or direction to the respondents for allotment of
land of the petitioner who is serving Soldier
No.14919284W.N.K in Indian Army accordance
with notification issued by the Government of India
vide letter no.25923/CLL/AD/ESSBI/196/S/D/H
dated 15.01.1964 which is addressed to all State
Government and Administration.

And/or

Pass such other order or orders, direction



or directions as your Lordships may deem fit and proper.”

The case of the petitioner in brief is that having served as a soldier in the Indian Army, he filed an application in the year 2001 for allotment of land. In spite of the same being recommended by the respondent authorities, the land was not allotted in spite of the petitioner pursuing the same and running from pillar to post.

Having heard learned counsel for the parties and taking into consideration that from the contents of the writ application itself, it would transpire that the so called application of the petitioner was filed as far back as in the year 2001 and he has chosen to approach this Court after a delay of almost 20 years.

In the facts of the case, the Court is not inclined to exercise its discretion under Article 226 of the Constitution of India in view of the inordinate and unexplained delay of almost 20 years in preferring this writ application.

The application is dismissed.

The petitioner will be at liberty to pursue his case before the respondent authorities.

(Partha Sarthy, J)

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