

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20235 of 2016

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Dilip Sharma son of Late Rup Lal Sharma, resident of Village- Baheri, P.S
Baheri, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State Of Bihar.
2. The District Magistrate-cum-Collector, Darbhanga.
3. The Sub-Divisional Officer, Darbhanga.
4. The Civil Surgeon-cum-Chief Medical Officer, Darbhanga.
5. The Circle Office, Baheri, District- Darbhanga.
6. The Incharge Medical Officer, Government Primary Health Centre, Baheri,
District- Darbhanga.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Vinay Mistry, Advocate
For the Respondent/s : Mr.Sajid Salim Khan-Sc25

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 27-04-2023 At the outset, the learned counsel for the respondent-

State seeks to file a counter affidavit, which is taken on record.

The present writ petition has been filed seeking the
following relief:-

*"For issuance of a writ in the nature of Certiorari
for quashing of the notice bearing Letter No.971
dated 6.9.2016 (ANNEXURE-4) issued by the
Circle Officer, Baheri in Encroachment Case No.1
of 2014-15 whereby the petitioner has been
directed to remove the encroached land
appertaining to Khesra No.9574 measuring an
area 00.12-8 (7 dhur) situated at village- Baheri,
P.S. Baheri, District- Darbhanga failing which the*



petitioner shall be punished under Section 188 Cr.P.C. as the house is built-up thereon since the year 2010."

The learned counsel for the respondent-State has referred to paragraph no.3 of the counter affidavit, filed before this Court today and has submitted that since the encroachment proceedings bearing Encroachment Case No.01 of 2014-15, initiated by the Circle Officer, Baheri, Darbhanga, had not been initiated, in accordance with law, the further proceedings of the same has been suspended.

In view of the aforesaid, the learned counsel for the petitioner submits that now the petitioner is not having any subsisting grievance, hence, the present writ petition be disposed off.

Accordingly, the writ petition stands disposed off as not pressed.

(Mohit Kumar Shah, J)

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