

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14610 of 2018

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Vimal Kumar Pandey, Son of Rajeshwar Pandey Resident of Village -
Gheuriya, P.O. Sukarwelya, Police Station - Itarhi, District - Buxar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The District Magistrate, Buxar.
3. The Circle Officer, Circle Itarhi, District Buxar.
4. The Officer Incharge, Police Station - Itarhi, District - Buxar.
5. Sri Tarkeshwar Nath Choubey Son of Bhikhari Choubey Resident of Village
- Geuria, P.O. - Sakarwalya, Police Station - Itarhi, District - Buxar.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Abhitabh Kumar, Advocate
For the Respondent/s : Mr. Vikash Kumar, SC 11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJIV ROY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 17-10-2023

Heard learned counsel for the parties.

2. The petitioner has an alternate remedy to proceed under the Bihar Public Land Encroachment Act, 1956. There cannot be maintained a Public Interest Litigation on the subject matter nor is the invocation of the extraordinary power possible; when there is such an alternate efficacious remedy available.

3. Present petition stands dismissed with the



liberty aforesaid; without any observation on merits, or even the *locus standi* of the petitioner, which has to be decided by the Appropriate Authority under the Act of 1956.

(K. Vinod Chandran, CJ)

(Rajiv Roy, J)

kiran/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	18.10.2023
Transmission Date	

