

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3287 of 2023

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Ram Niranjana Prasad Sharma Son of Late Jagdishpur Sharma Resident of
Village Samyagarh, P.S.Ghoswari, District Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Revenue and Land Reforms,
Government of Bihar.
2. The Principal Secretary, Revenue and Land Reforms, Government of Bihar,
Patna.
3. The Collector, Patna.
4. The Sub Divisional Officer, Barh, District Patna.
5. The Deputy Collector Land Reforms, Barh, District Patna.
6. The Circle Officer, Ghoswari, District Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Syed Hussain Majeed, Adv.
For the Respondent/s	:	Mr. Birendra Prasad Singh, AC to SC-19

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 24-07-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ petition has been filed for directing the Circle Officer to take decision on his application for mutation over a piece of land situated at Mauja- Samyagarh, Circle- Bhoswari bearing Tauji No. 9698, Thana No.- 58, Khata No.- 359, Khesra No.- 488 and 489 admeasuring 115 Decimal.

3. Counsel for the petitioner submits that petitioner has filed an application for mutation of land on 14.10.2022 but till date, nothing happened. He has categorically submits that

the special law has been framed by the State of Bihar, namely, Bihar Land Mutation Act, 2011 (Bihar Act 23, 2011) and as per Section-12 of the said act, decision of the mutation application has to be taken by the Circle Officer within 21 days from the date filing his application.

4. Counsel for the State submits that it is surprising that neither there is any case no. on the application nor it has been filed in the form of petition rather Annexure-1 has been filed which is nothing but a simple application whereas it has to be filed in the form of case/ petition.

5. In this background, this Court directs the petitioner to file a fresh representation in the form of case and not in the form of application before the Circle Officer, Ghoswari, Patna within 4 weeks and upon receiving the application, Circle Officer, Ghoswari, Patna shall register his mutation case and also decide on merit within the period specified in the statute.

6. With the aforesaid direction, the present writ application is hereby disposed of.

(Dr. Anshuman, J.)

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