

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3146 of 2023

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Kanchan Devi @ Kanchi Devi Wife of Shyam Deo Mahto, Daughter of Late Lakshman Mahto Resident of Mohalla- Katra Bazar, P.O.- Bazar Samiti, Morarpur, Patna City, P.S.- Malsalami, Patna- 800008, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The District Magistrate, Patna.
3. The Registrar, Registration, Patna City, Patna.
4. Ganesh Mahto, Son of Ramawatar Mahto Resident of Ranipur, Neem Tar, P.S.- Mehdiganj, District- Patna.
5. Mahesh Mahto, Son of Ramawatar Mahto Resident of Ranipur, Neem Tar, P.S.- Mehdiganj, District- Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ajay Prasad, Adv.
For the Respondent/s : Mr. Vikash Kumar, (SC-11)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 19-07-2023 Heard learned counsel for the petitioner and learned counsel for the State.

2. The present writ application has been filed directing the respondent authority not to dispossess the petitioner from his own land bearing (i) *Khata* No. 530 *Khesra* No. 4011 and (ii) *Khata* No. 530 *Khesra* No. 2714 Area 12½ decimal (approximate).

3. Learned counsel for the petitioner fairly submits that for the said piece of property, a Title Partition Suit No. 383/594 of 2015 is pending before the Civil Court, Patna.

4. Learned counsel for the State submits that the

alternative remedy is available to the petitioner by way of filing injunction in the title suit.

5. After hearing both the parties, this Court directs the petitioner to avail her remedy before the pending Title Partition Suit No. 383/594 of 2015 seeking injunction in her favour or any appropriate remedy.

6. With this direction, the present writ application stands disposed off.

(Dr. Anshuman, J.)

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