

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3888 of 2023

1. Urmila Devi Wife of Sri Onkar Yadav, Resident of Village-Karda, P.O.-Inaravaran, P.S. Katoria, District-Banka.
2. Bal Krishna Yadav, son of Tarni Yadav, Resident of Village-Karda, P.O.-Inaravaran, P.S. Katoria, District-Banka.
3. Kalavati Devi, Wife of Panchan Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.
4. Mungwa Devi, Wife of Godo Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.
5. Fulmani Devi, Wife of Nepali Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.
6. Amba Devi, Wife of Bichchhu Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.
7. Karu Pujhar, son of Doman Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.
8. Bilsa Devi, Wife of Madhu Pujhar, Resident of Village-Om Nagar, P.O.-Inaravaran, P.S. Katoria, District-Banka, Tola-Inaravaran, District-Banka.

... .. Petitioner/s

Versus

1. The State of Bihar through Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Forest Department, Government of Bihar, Patna.
3. The Collector-cum-Forest Divisional Officer, Banka Forest Division, Banka.
4. The District Magistrate, Banka.
5. The Circle Officer, Katoria Circle-Katoria, District-Banka.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Brij Nandad Prasad, Advocate
For the State	:	Mr. Sarvesh Kumar Singh, AAG-13
		Mrs. Sunita Kumari, AC to AAG-13

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 09-08-2023 1. The present writ petition has been filed seeking the following reliefs:-

"(i). That for issuance of writ in nature of certiorari to quash the order of the Collector -Cum- Forest Divisional



Officer, Banka contained in memo No. 1475, dated 18.10.2022 by which petitioners were directed to vacate and remove this encroachment over the lands appertaining to Thana No. 140, Plot No. 495, 496, 497, Khata no. 16, Rakwa 127.30 Acres in Mouza-Bhalua, Anchal Katoria, District-Banka.

ii. For issuance of quash writ in the nature of Mandamus commanding and directing the respondents not to disturb the petitioners by way of vacating and removing from this land as for which their ancestors were living them long years.

iii. For the lands and holding that petitioners deserve to remain in their houses along with their Children and they should not be disturbed by any way."

2. At the outset, the learned counsel for the petitioners seeks not to press the present writ petition, however, seeks liberty on behalf of the petitioners to avail such other alternative remedies as are otherwise available under the law. Liberty, so sought, is granted.



3. The writ petition stands dismissed as not pressed.

(Mohit Kumar Shah, J)

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