

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4956 of 2023

1. Amit Gupta @ Amit Prasad Gupta Son of Bhagwan Prasad @ Bhagwan Sao Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
2. Ayodhya Saw @ Ayodhya Prasad Son of Late Mahatam Saw Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
3. Laxman Ram Son of Late Vishuni Ram Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
4. Mohammade Salauddin Son of Sahabuddin Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
5. Mahesh Manjhi Son of Late Moti Manjhi Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
6. Sanjay Mandal @ Sanjay Manjhi Son of Bhola Mandal Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
7. Gulab Chand Manjhi Son of Tulsi Manjhi Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
8. Mohit Kumar Chaudhary @ Mohit Kumar Son of Late Kamlesh Chaudhary Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
9. Suresh Prasad Son of Late Karu Ram Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
10. Krishna Chaudhari Son of Late Somar Chaudhari Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
11. Bina Das @ Vindeshwar Ravidas Son of Late Mahesi Das Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
12. Fekan Das @ Bakil Das Son of Somar Das @ Soma Ravidas Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
13. Rajendra Manjhi Son of Vishun Manjhi @ Jageruy Manjhi Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
14. Nezamuddin @ Md. Nizamuddin Son of Imam Baks Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
15. Vijay Manjhi Son of Lakhan Mandal @ Lakhan Manjhi Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
16. Maheshi Chaudhary Son of Late Moti Chaudhary Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
17. Ganeshi Chaudhary Son of Late Moti Chaudhary Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
18. Jatan Manjhi Son of Horil Manjhi Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
19. Shambhu Das @ Bhola Son of Late Somar Das @ Indra Dev Das Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.
20. Parmeshwar Yadav Son of Late Vejen Yadav Resident of Mohalla-Naya Bazar, Sherghari, P.S. Sherghari, District-Gaya.



... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary-Cum-Principal Secretary, Land Reforms and Revenue Department, Bihar, Patna.
2. The Collector-Cum-District Magistrate, Gaya
3. The Circle Officer, Sherghati, District Gaya.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Md. Javed Jafar Khan, Advocate
For the Respondent/s : Mr.Md. Khurshid Alam (AAG12)

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 22-11-2023 Heard the parties.

2. This application has been filed for the following

reliefs:-

“For quashing the notice dated 24.01.2023 issued under section 3 of Bihar Public Land Encroachment Act, 1956 issued under the signature of Circle Officer, Sherghati, District: Gaya (Respondent No.3) in Encroachment Case No. 01/2023, whereby and whereunder the Circle Officer directed the petitioners to remove the encroached land bearing Mauja: Sherghati, P.S. No. 762, Khata No. 968, Plot No. 463 with different areas mentioned in respective notices under the name of writ petitioners, which have been said to have encroached by the petitioners and further directed to appear before the office of undersigned with documents on 07.02.2023, otherwise the encroached land/house have been removed under proceeding of the Act.”

3. Learned counsel for the State submits that Petitioners are some of the encroachers. Though they have been issued



notice in Encroachment Case No. 01 of 2023 but they have not appeared before the authorities.

4. In these circumstances, learned counsel for the petitioners prays for and is granted to permission to withdraw this application to participate in the Encroachment Case No. 01 of 2023 pending before the Circle Officer, Sherghati, Gaya.

5. The Circle Officer, Sherghati, Gaya shall also consider all the pleas raised by the petitioner.

6. With the aforesaid observation and direction, this application is disposed of.

(Sandeep Kumar, J)

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