

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7929 of 2023

1. Ashok Prasad Son of Vishwanath Mahto Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
2. Umesh Prasad @ Umesh Kumar, Son of Late Kapildeo Prasad, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
3. Dinanath Prasad, Son of Late Ganesh Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
4. Binod Mahto @ Vinod Prasad, S/o- Late Bricha Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
5. Ramayan Mahto, S/o- Late Mahangu Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
6. Janak Prasad, S/o- Saryug Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
7. Motilal Prasad, Son of Late Jangbahadur Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
8. Mostt. Paspati Devi, W/o- Late Udit Narayan Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
9. Mostt. Umrawati Devi, Wife of Late Radha Mahto, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.
10. Om Prakash Prasad @ Om Prakash Kumar Kushwaha, Son of Late Mohan Prasad, Resident of Village-Hardiya, P.S.-Bettiah, District-West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. District Magistrate-Cum-Collector, West Champaran at Bettiah.
3. Sub-Divisional Magistrate, Bettiah, District-West Champaran.
4. Anchal Adhikari, Bettiah, Sadar, District-West Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar
For the Respondent/s : Mr.Md. Khurshid Alam (Aag12)

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 28-11-2023

Heard the learned counsel for the parties.

2. This application has been filed for direction to
the respondents not to disposes the petitioners from their house



situated over Khesra No. 917 under Khata No. 158 situated at Village Hardiya, P.S. & Anchal Bettiah, District- West Champaran and to quash the notice issued to the petitioners asking them to show cause after initiating a proceeding under Bihar Land Encroachment Act bearing Encroachment Case No. 03/2022-23.

3. In the opinion of this court, no case for interference is made out in this case.

4. If the petitioners want, they can file a title suit for declaration of their Right, Title and Interest and they can file an injunction application in the same title suit.

5. In view of the above, this application is disposed of.

(Sandeep Kumar, J)

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