

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.19787 of 2015**

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Amit Kumar Tiwari son of Sri Chandrashekhar Tiwari, resident of Village-  
Sabeya, P.O.- Gaura, P.S.- Kateya, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary, Human Resources Development Department,  
Government of Bihar, New Secretariat, Vikas Bhawan, Patna
3. The Director, Primary Education, Human Resources Development  
Department, Government of Bihar, New Secretariat, Vikas Bhawan, Patna
4. The District Magistrate, Gopalganj, District- Gopalganj.
5. The District Education Officer, Gopalganj, District- Gopalganj.
6. The District Programme Officer Establishment, Gopalganj, District-  
Gopalganj.
7. The Block Development Officer, Panchdewari, Block- Panchdewari, P.S.-  
Kateya, District- Gopalganj.
8. The Circle Officer, Panchdewari, Circle- Panchdewari, P.S.- Kateya,  
District- Gopalganj.
9. The Block Education Officer, Panchdewari, Block- Panchdewari, P.S.-  
Kateya, District- Gopalganj.
10. The Headmaster Upgraded Middle School, Sabeya, Block- Panchdewari,  
P.S.- Kateya, District- Gopalganj
11. The Secretary, School Education Committee, Upgraded Middle School,  
Sabeya, Block- Panchdewari, P.S. Kateya, District-Gopalganj
12. The Chairman, The Bihar Bhoodan Yagna Committee, Bihar, Patna.
13. The Karyalaya Mantri, District Bhoodan Yagna Committee, Gopalganj,  
District- Gopalganj.
14. Niranjana Yadav @ Niranjana Kumar Yadav Son of Sri Alagu Yadav @ Alagu  
Prasad
15. Jamadar Chaudhary son of Late Akalu Chaudhary
16. Faujdar Chaudhary son of Late Akalu Chaudhary, All resident of Village-  
Sabeya, P.O.- Gaura, P.S.- Kateya, District- Gopalganj.

... .. Respondent/s

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**Appearance :**

|                      |   |                                      |
|----------------------|---|--------------------------------------|
| For the Petitioner/s | : | Mr.Nityanand Mishra, Adv.            |
| For the State        | : | Mr. Braj Bhushan Mishra, AC to AAG-9 |
| For the Respondent   | : | Mr. Jagannath Singh, Adv.            |

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**



2      03-04-2023                      The present writ petition has been filed seeking the following reliefs:-

“1(a). For issuance of a writ in the nature of mandamus directing / commanding the respondents to remove illegal encroachment of the school land related to the Upgraded Middle School, Sabeya, Block-Panchdewari, District-Gopalganj (hereinafter referred as School') which illegally encroached by the private respondent no. 14 to 16.

b) For further directing / commanding the respondents specially respondent no. 12 and 13 to cancel the Praman Patra which issued in the names of respondent no. 14 to 16 who obtained illegally the said Praman Patra from Bihar Bhoodan Yagna Committee, whereas they are not landless person and also they are one family members and obtained Praman Patra of about 33 dec. land in Mauza -Sabeya and about 72 dec. land in Mauza-Parsauni from Bihar Bhoodan Yagna Committee.

c) For further directing the respondents concerned specially respondent no. 4 to 9 to prevent / stop the illegal construction with immediate effect which has been started by the respondent no. 14 to 16 on the encroached school land illegally and forcefully.”

At the outset, the learned counsel for the petitioner



seeks liberty on behalf of the petitioner to approach the District  
Magistrate, Gopalganj for redresal of his aforesaid grievances.  
Liberty, so sought, is granted.

The writ petition stands disposed off as not pressed.

**(Mohit Kumar Shah, J)**

Ajay/-

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