

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.8547 of 2022**

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1. Umesh Kumar Son of Late Harihar Mahto resident of Mohalla-Masadpur, Kagazi Mohalla under Biharsharif Municipality, P.S. Bihar, District-Nalanda.
  2. Vijay Kumar, Son of Late Harihar Mahto, resident of Mohalla-Masadpur, Kagazi Mohalla under Biharsharif Municipality, P.S. Bihar, District-Nalanda.
  3. Mithilesh Kumar, Son of Late Harihar Mahto, resident of Mohalla-Masadpur, Kagazi Mohalla under Biharsharif Municipality, P.S. Bihar, District-Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Nalanda at Biharsharif.
2. The District Magistrate, Nalanda at Biharsharif.
3. The Sub-Divisional Officer, Biharsharif, District-Nalanda.
4. The Deputy Collector Land Reforms, Biharsharif, District-Nalanda.
5. The Circle Officer, Biharsharif, District-Nalanda.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Satya Ranjan Sinha, Advocate  
For the Respondent/s : Mr.Rishi Raj Sinha (SC-19)

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

2      22-08-2023      1.              The present writ petition has been filed seeking the following relief:-

*“1. I. To quash the erroneous, unjust and improper order dated 18.11.2021 passed by Circle Officer, Biharsharif, District-Nalanda in Encroachment Case No. 12/21-22 forthwith.*

*II. To direct the concerned respondents to not disturb the*



*petitioners and petitioners' family residing at constructed house in Thana No. 122, Khata No. 64, Khesra No. 368, Area-36 decimal in Mauza-Bhaisasoor till disposal of the S.A. No. 450/21 pending before the Hon'ble High Court."*

2. At the outset, the learned counsel for the petitioners seeks liberty on behalf of the petitioners to challenge the order dated 18.11.2021 passed by the Circle Officer, Biharsharif in connection with Encroachment Case No. 12/2021-22 by filing appropriate Appeal. Liberty, so sought, is granted.

3. The writ petition stands disposed off.

**(Mohit Kumar Shah, J)**

S.Sb/-

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