

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5403 of 2014

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Rajeshwar Ram S/O Late Ram Janam Ram R/O Village P.O.- Dhamar, P.S.-
Ara Muffasil, District- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar Govt. of Bihar, Patna
2. The Collector, Bhojpur
3. The Sub-Divisional Magistrate, Sadar Ara, Bhojpur
4. The Circle Officer, Sadar Ara, Bhojpur
5. The S.H.O., P.S. Muffasil, Bhojpur
6. Shivji Ram S/O Late Devi Dayal Ram R/O Village P.O.- Dhamar, P.S.- Ara
Muffasil, District- Bhojpur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Radha Mohan Pathak, Advocate
For the Respondent/s : Mr.Avinash Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 18-07-2023 1. The present writ petition has been filed
seeking the following reliefs:-

*“1. That this application is being
filed for issuance of an appropriate
writ / order / direction to
Respondents specially the
respondents no. 5 and 6 to comply
the order passed by the respondent
no. 4 vide his order bearing memo
no. 1596 dated 22.05.2013,
whereby the respondent no. 4 the
S.D.O., Sadar Ara has ordered to
remove the obstruction raised by*



the respondent no. 7 on public road which pertain in the land of plot no. 480 bearing Khesra No. 2121 measuring 3 feet wide and 33 feet long.

1/A. That the petitioner further prays for issuance of an appropriate writ / order / direction for payment of Rs. 23700 against the expenses incurred by the petitioner for arrangement of vehicle and labourers for removal of obstruction on three different dates i.e. 11.12.2013, 18.12.2013 and 30.01.2014 which have been fixed by the respondent no. 5 in pursuance to comply the above said order of respondent no. 4, but not complied the order even after communication for the same."

2. At the outset, the learned counsel appearing for the respondent-State has referred to the counter affidavit filed in the present case on behalf of the respondents no. 2 to 4 wherein it has been stated that the encroachment made by the private respondent no. 6 upon Khesra No. 2121, to



the extent of 3 feet x 33 feet has already been removed on 24.03.2012.

3. In view of the aforesaid, the learned counsel for the petitioner seeks not to press the present writ petition, however, seeks liberty to approach the respondent authorities in case of any subsisting grievances. Liberty so sought is granted.

4. The writ petition stands disposed off as not pressed.

(Mohit Kumar Shah, J)

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