

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8356 of 2022

Janak Kushwaha @ Ram Janak Kushwaha, Son of Late Shivbachan Kushwaha, Resident of Village - Ward N. 1, Koir Patti, P.S. - Thakaraha, District - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar, through Chief Secretary, Govt. of Bihar.
2. The District Magistrate, West Champaran.
3. The Circle Officer, Block - Thakaraha, P.S. - Thakaraha, District - West Champaran.
4. Harendra Kushwaha, Son of Late Gauri Kushwaha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
5. Sakil Baitha, Son of Akba Baitha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
6. Rakesh Kushwaha Son of Late Chhathu Kushwaha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
7. Chandrika Kushwaha, Son of Late Somari Kushwaha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
8. Yashar Mian, Son of Meera Mian, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
9. Sahabu, Son of Late Sahabuddin, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
10. Nabi Mian, Son of Meera Mian, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
11. Raish Dhobi, Son of Khedan Dhobi, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
12. Malkha Baitha, Son of Late Barsati Baitha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
13. Khalil, Son of Late Ishrail, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
14. Subhash Kushwaha, Son of Late Nathuni, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
15. Gheshari Kushwaha, Son of unknown, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
16. Ramdeni Kushwaha, Son of Late Fagu Kushwaha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).
17. Bhupendra Kushwaha, Son of Late Lalji Kushwaha, Resident of Koir Patti, P.S. - Thakaraha, District - West Champaran (Bettiah).

... .. Respondent/s



Appearance :

For the Petitioner/s : Mr.Ramchandra Sahni, Advocate
For the Respondent/s : Mr.Sajid Salim Khan (Sc 25)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 31-07-2023 The present writ petition has been filed seeking the following relief:-

“1. That through this writ application the petitioner seeks indulgence of this Hon'ble Court in the nature of mandamus commanding the respondents to remove the encroachment made over public road bearing Khesra No. 1760 by the Respondent no. 4 to 17 due to which all villagers including general public are facing great problem in communication and further prays to grant another relief/reliefs according to facts and circumstances of the case for which he is entitled under the law.”

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Circle Officer, Thakaraha, District-West Champaran, for redressal of his aforesaid grievance. Liberty so sought is granted.

It is needless to state that in case the petitioner approaches the Circle Officer, Thakaraha, District-West Champaran, by filing appropriate petition under the provisions of the Bihar Public Land Encroachment Act, 1956, within a period of four weeks from today, the same shall be considered,



in accordance with law and after hearing the affected parties,
appropriate orders shall be passed thereon, forthwith.

The writ petition stands disposed off on the aforesaid
terms.

(Mohit Kumar Shah, J)

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