

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7348 of 2023

Indira Devi Wife of Late Umesh Bhagat, Resident of Village- Chhajan
Pasawara, P.O.- Chhajan Harishankar, P.S.- Kudhni, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The District Magistrate, Muzaffarpur.
3. The Senior Superintendent of Police, Muzaffarpur.
4. The D.Y. S.P. (West), Muzaffarpur.
5. The Sub-Divisional Magistrate, Muzaffarpur.
6. L.R.D.C. (West), Muzaffarpur.
7. The Circle Officer, Kudhni, Muzaffarpur.
8. The S.H.O. (Turki O.P.), Kudhni, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Devesh Shankaran, Advocate
For the Respondent/s : Mr.Raj Kishore Roy (Gp18)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 07-11-2023 1. The present writ petition has been filed seeking the
following relief:-

*“That the present writ application is being filed against
illegal, arbitrary and malafide action of respondents
particularly respondent No.7, who without following the
procedure and without considering the fact that the
present dispute with regard to R.S. Khata No.2719 R.S.
Plot No.3572 area 3/4 decimal from West out of 0.03
decimal situated in Village- Harishankar Tole,
Pasarwara, P.S. & Anchal- Kudhani is Sub-Judice before
the court of Competent Jurisdiction bearing Title Suit
No.6/2021 on which a residential house was there inspite*



of that respondent No.7 illegally demolished the house of petitioner and taken into custody the entire articles of the said house like Table, Chair, Bed, Godrej, Clothes, Kitchen hold articles, Boxes and Jewellery etc.”

2. At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to prosecute the title suit bearing Title Suit No.06 of 2022, which is pending adjudication before the learned Munsif, West Muzaffapur as also seeks a direction upon the learned Court below to consider the petition, filed by the petitioner for grant of interim orders.

3. Having regard to the limited prayer made by the petitioner in the present case, while granting liberty to the petitioner to prosecute the aforesaid Title Suit, I deem it fit and proper to direct the learned Trial court to expeditiously consider the petition filed by the petitioner, for grant of interim relief, in accordance with law.

4. Accordingly, the present writ petition stands disposed off.

(Mohit Kumar Shah, J)

kanchan/-

U			
---	--	--	--

