

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9818 of 2023

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Sunil Kumar Son of Surendra Singh Resident of Village-Gorakhari, P.S.-
Bikram, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reforms Department, Govt. of Bihar, Patna.
2. The Collector, Patna.
3. The Addl. Collector, Patna.
4. The Sub-Divisional Officer-Cum-Public Grievance Redressal Officer, Paliganj, Bikram, Patna.
5. The Circle Officer, Bikram, Patna.
6. Dharm Nath Singh Son of Late Dev Charan Singh Resident of Village-Gorakhari, P.S.-Bikram, District-Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Mrigendra Kumar, Advocate Ms. Kusum Kumari, Advocate
For the Respondent/s	:	Mr.Rishi Raj Sinha (Standing Counsel-19)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 26-07-2023 1. The present writ petition has been filed
seeking the following reliefs:-

“1(i). For issuance of an appropriate writ, directing the respondent no.5 to conclude the Encroachment Case No.03/2022-23, from the public land bearing Khata No.701. Plot No.3330, 3331 and 3067 which is Paine, Pokhar and Aam Rasta situated in Mauza-Gorakhari, Thana No. 65, District-Patna in accordance with law



within a time frame.

(ii) For issuance of an appropriate writ, in the nature of Mandamus commanding the respondents, particularly respondent no.5 to remove the encroachment from the public land bearing Khata No.701, Plot No.3330, 3331 and 3067 which is paine and Pokhar and only source of Irrigation and bank of the paine is used as Rasta."

2. The short prayer made by the petitioner in the present writ petition is to direct the Circle Officer, Bikram, District-Patna to dispose off the pending encroachment case bearing Encroachment Case No. 03 of 2022-23.

3. The learned counsel for the respondent-State submits that in case the proceedings of the aforesaid Encroachment Case No. 03 of 2022-23 has not been concluded, the same would definitely be concluded within a fixed time frame, as prescribed by this Court.

4. Having regard to the facts and circumstances of the case, I deem it fit and proper to direct the Circle Officer, Bikram, District-Patna to



dispose off the aforesaid Encroachment Case No. 03 of 2022-23, if the same has not already been disposed off, by passing the final order under Section 6(1) of the Bihar Public Land Encroachment Act, 1956, after hearing the affected parties and in accordance with law, within a period of six weeks of receipt/production of a copy of this order.

5. The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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