

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4972 of 2014

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Anand Kumar Jha S/o- Late Mahendra Jha, Resident of Village- Basauli, P.S.-
Rahika, District- Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. The District Magistrate, Madhubani
3. The Sub-Divisional Officer, Madhubani
4. The Circle Officer, Rahika Block, District- Madhubani
5. The Circle Inspector, Rahika Block, District- Madhubani
6. The Anchal Amin, Rahika Block, District- Madhubani
7. Bhogi Sah Son Of Late Shiv Nandan Sah
8. Santosh Sash Son Of Late Kari Sah
9. Shambhu Sah Son Of Late Baue Lal Sah
10. Mohan Sah, Son Of Late Jugal Sah
11. Uma Shankar Sah Son Of Late Laxmi Sah
12. Bachche Lal Sah Son Of Late Anandi Sah
13. Jai Kishore Sah Son Of Late Dukhi Sah
14. Mahendra Sah Son Of Late Manager Sah
15. Lal Babu Sah Son Of Late Manager Sah
16. Bechan Jha, Son Of Late Baidyanath Jha
17. Sanoj Kumar Thakur Son Of Nilambar Thakur
18. Uday Chandra Kanth, Son Of Late Rajbanshi Kanth
19. Dhanendra Jha @ Saheb Jha Son Of Late Subodh Narayan Jha Null
20. Yogendra Jha Son Of Late Awadh Narayan Jha
21. Ram Bhajan Sah
22. Kailash Sah
23. Raj Kumar Sah All Sons Of Late Dukhi Sah
24. Bhuwan Sah Son Of Late Mistri Sah
25. Lal Chandar Sah, Son Of Late Bindeshwar Sah
26. Vijay Sah S/O Late Laxmi Sah All Resident Of Village- Basauli, P.S.-
Rahika, District- Madhubani

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Ranjeet Kumar Singh, Advocate
For the Respondent/s	:	Mr. P. Singh, 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 relief:-

“1.(i) For issuance of any appropriate writ or writs, rule or direction, especially in the nature of mandamus, directing the particularly Respondent No. 2, the District Magistrate, Madhubani to remove the private respondents from the land i.e. to Khata No. 1977, Khesra No. 5264, Arazi 52 decimal, Kism Bhumi-Rasta, name of Raiyat Anawad Sarvasadharan, which have forcibly encroached by the private respondents of the public way.”

2. At the outset, the learned counsel for the respondent-State has referred to the counter affidavit filed on behalf of the respondents no. 2 & 6 on 10.01.2018, more particularly to paragraphs no. 6 & 7 thereof, wherein it has been stated that the public way has been opened and now there is no encroachment as also the Rasta in question is free from any encroachment, hence no



lis survives for adjudication in the present writ petition.

Accordingly, the present writ petition stands disposed off as having been rendered infructuous.

(Mohit Kumar Shah, J)

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