

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14226 of 2022

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Pankaj Kumar Jha Son of Sri Pashupati Nath Jha, Resident of Village - Baradbatta, Ward No. 2, Post Uralaha, P.S. and Anchal - Palasi, District - Arariya.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
2. The District Magistrate-Cum-Collector, Arariya.
3. The Additional Collector, District - Arariya.
4. The Deputy Collector Land Reforms, Arariya.
5. The Circle Officer, Palasi, District - Arariya.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate

Mr. Suraj Kumar, Advocate

For the Respondent/s : Mr. Birendra Prasad Singh, A.C. to S.C.19

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

4 13-04-2023 Heard learned counsel for the petitioner and learned
counsel for the respondents.

The petitioner has filed the instant application for the
following relief(s):

*“That the petitioner prays for issuance
of a writ or writs preferably in the nature of
Mandamus, directing and commanding the
respondents concerned particularly Respondent
No. 5 the Circle Officer, Palasi, District- Arariya
to dispose off the application of the petitioner filed
before him with regard to mutation of the lands
since long as the respondent no.5 the Circle
Officer, Palasi is sitting tight over the matter with
ulterior motive. And/or any other relief, writ/writs,
order/orders, direction/ directions, for which the*



petitioner is found to be entitled in the facts and circumstances of the case.”

It is submitted by learned counsel for the respondents that a counter affidavit has been filed on behalf of the respondent nos.2 to 5 which has been sworn by the Circle Officer, Palasi. It has been stated therein that the Circle Officer has passed final order in Mutation Case no.43394/2021-22 on 9.9.2022 itself. A copy of the order has been brought on record as Annexure-A to the said counter affidavit.

In view of the above, the instant writ application is disposed of giving liberty to the petitioner to challenge the same in accordance with law as provided under the Bihar Land Mutation Act, 2011.

The application stands disposed of.

In case the appeal is preferred by the petitioner within a period of four weeks from today, the appellate authority in considering the petition filed for condonation of delay by the petitioner shall take into consideration the period for which the petitioner was pursuing the instant case in this Court.

(Partha Sarthy, J)

Saurabh/-

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