

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13059 of 2023

Lakshman Jha S/o Late Sufal Jha, Present resident of - Flat No. B-101, Monika Apartment, Ambedkar Path, Khajpura, Bailey Road, P.O.- B.V. College, P.S.- Shastrinagar, District- Patna- 800014, permanent resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary-cum-Principal Secretary, Department of Revenue and Land Reforms, Government of Bihar, Patna.
2. The Commissioner, Darbhanga Division, Darbhanga.
3. The District Magistrate, Darbhanga.
4. The Superintendent of Police, Darbhanga.
5. The Circle Officer, Biraul, Darbhanga.
6. Umesh Ram, S/o Pachkauri Mochi, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
7. Madan Ram, S/o Umesh Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
8. Janak Ram S/o Bahujaan Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
9. Sujit Ram, S/o Janak Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
10. Sarjug Ram, S/o Tetar Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
11. Bikayu Ram, S/o Sarjug Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
12. Juge Ram, S/o Nakchhedi Mochi, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.
13. Ganga Ram, S/o Juge Ram, Resident of Village - Makranda, Ward No. 7, Puwari Tola, Prakhand, P.O. and P.S.- Manigachi, District- Darbhanga.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Manish Jha, Advocate
For the Respondent/s : Mr.Sajid Salim Khan (SC-25)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-10-2023 The present writ petition has been filed



seeking the following relief:-

“1.To direct the Circle Officer, Manigachi, Darbhanga (Respondent No. 3) to initiate appropriate proceeding under Bihar Public Land Encroachment Act, 1956 and upon finding the encroachment, if any, done by the private Respondent i.e., respondents No. 6 to 13 then to remove the same over Survey Plot No. 1940 and 1941 situated in Mauza-Bhandarisaon, within village Makranda, ward No. 7 Puwari Tola, Block, P.O. and P.S.- Manigachi, District- Darbhanga.”

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

3. It is needless to state that in case the petitioner approaches the Circle Officer, Manigachhi, District-Darbhangha, 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.

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

(Mohit Kumar Shah, J)

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