

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17105 of 2022

1. Indra Narayan Paswan Son of Ram Sevak Paswan, Resident of Village-Dharshyam, Hari Nagar, P.O.-Harinagar, P.S.-Kusheshwarsthan, District-Darbhangha, Bihar.
2. Vikram Paswan, son of Asharfi Paswan, Resident of Village-Dharshyam, Hari Nagar, P.O.-Harinagar, P.S.-Kusheshwarsthan, District-Darbhangha, Bihar.
3. Surendra Paswan, son of Debu Paswan, Resident of Village-Dharshyam, Hari Nagar, P.O.-Harinagar, P.S.-Kusheshwarsthan, District-Darbhangha, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. Principal Secretary Department of Revenue and Land Reforms, Government of Bihar.
3. Principal Secretary, Rural Development, Govt. of Bihar.
4. The District Magistrate, Darbhanga.
5. Block Development Officer, KusheshwarAsthan, Darbhanga.
6. The Circle Officer, KusheshwarAsthan, Darbhanga.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Navin Kumar, Advocate
For the Respondent/s : Mr.Sajid Salim Khan (Sc25)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

2 20-06-2023 The present writ petition has been filed
seeking the following relief:-

"(i) For issuance of an appropriate
writ/orders/direction/ directions to quash



and set-aside arbitrary and malafide order issued vide Encroachment Case no. 26/22-23 dated 29.9.22 by respondent authority the Circle Officer- Kusheshwarasthan, Darbhanga.

(ii) For issue an appropriate writ or order/orders/ direction/ directions in the nature of Mandamus commanding the State respondent Authorities directing them for stay the demolition petitioner's ancestral dwelling houses and could not forcibly demolition, dispossess and vacate of the petitioner ancestral dwelling houses.

(iii) To issue an appropriate writ preferable in the nature of mandamus commanding upon the respondent authorities to prevent illegal act."

After some arguments, the learned counsel for the petitioners seeks liberty on behalf of the petitioners to approach the Circle Officer, Kusheshwarasthan, Darbhanga, for filing their objections/reply to the notice issued under Section 3 of the Bihar Public Land Encroachment Act, 1956 in connection



with Encroachment Case No.26 of 2022-23. Liberty
so sought is granted.

The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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