

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16131 of 2022

1. Vishwanath Lal Son of Late Ram Chandra Lal Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
2. Sunaina Devi Wife of Ram Pravesh Choudhary Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
3. Ranjit Thakur Son of Late Rameshwar Thakur Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
4. Geeta Devi @ Geeta Wife of Ratan Sharma, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
5. Arjun Sao Son of Late Shyam Babu Sao, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
6. Dhiraj Chaudhary Son of Shiv Shankar Chaudhary, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
7. Umesh Das Son of Late Sukhari Das Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
8. Kishor Ram Son of Late Shiv Lal Ram Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
9. Dinesh Prasad son of Late Chaturi Prasad, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
10. Manjoo Devi Wife of Late Ramesh Mistri Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
11. Girja Devi Wife of Devraj Ram Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
12. Dilip Ram Son of Late Ram Sewak Ram, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
13. Sanjit Ram Son of Shiv Nath Ram Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
14. Mangal Kumar Son of Late Krishna Ram Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
15. Tinku Nut Wife of Late Kedar Nut Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
16. Dipa Devi Wife of Late Mohan Singh, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
17. Manmati Devi Wife of Late Mahendra Ram, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
18. Lalmuni Devi Wife of Late Shyam Babu Ram, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
19. Nomi Ram Son of Late Lakshman Ram Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
20. Tetri Devi Wife of Late Brahmanand Paswan, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.



21. Siyapari Devi Wife of Late Anil Thakur, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.
22. Ramanuj Das Son of Hajari Ram, Resident of Village- Haridaspur (Hadaspora) P.S. Rupaspur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Collector, Patna.
2. The Collector, Patna.
3. The S.D.O., Danapur, Patna.
4. The Circle Officer, Danapur, Patna.
5. The B.D.O. Danapur, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra
For the Respondent/s : Mr.Raj Kishore Roy (Gp 18)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 19-06-2023 Though the present writ petition has been filed for quashing the notice dated 14.10.2022, issued by the Circle Officer, Danapur, under Section 3 of the Bihar Public Land Encroachment Act, 1956 (hereinafter referred to as the Act, 1956), however, the leaned counsel for the petitioners seeks liberty on behalf of the petitioners to file the requisite objection before the Circle Officer, Danapur, Patna, however, seeks some protection during the interregnum period.

Having regard to the facts and circumstances of the case, I deem it fit and proper to dispose off the present writ petition with liberty to the petitioners to file their objections before the Circle Officer, Danapur, Patna, in case the aforesaid



encroachment proceedings are still pending, within a period of four weeks from today, whereupon the Circle Officer, Danapur, Patna, shall consider the same and pass the final order under Section 6(1) of the Act, 1956, within a period of six weeks, thereafter.

It is needless to state that for a period of twelve weeks from today, status quo, existing as on today qua the land / houses of the petitioners, shall be maintained.

(Mohit Kumar Shah, J)

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