

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18253 of 2022

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Rahul Kumar S/o Rajeshwar Ray Resident of Village-Ujjain Lohiyar Tola
Tingha P.S. and Anchal-Harsidhi, District-East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through its Chief Secretary at Patna.
2. The Principal Secretary Department of Revenue and Land Reform Patna.
3. The Collector East Champaran at Motihari.
4. The Sub Divisional Magistrate-cum-Bihar Public Grievance Redressal Officer, Areraj District East Champaran.
5. The Circle Officer, Harsidhi District East Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar Singh
For the Respondent/s : Mr.Rishi Raj Sinha (Sc19)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-07-2023 The present writ petition has been filed seeking the
following relief:-

*“1. That this petition is being filed to issue Writ in
the nature of mandamus/order and direction
commanding the Respondent No. 5 to conclude the
Encroachment Case No. 06 of 2022-2023 pending
before him and take action as per decision taken to
remove the encroachment.”*

At the outset, the learned counsel for the respondent-
State has referred to the counter affidavit, filed in the present
case, to submit that upon initiation of encroachment proceeding,
bearing Encroachment Case No.06 of 2022-23, by the Circle



Officer, Harsidhi, District-East Champaran, and upon taking recourse to the due process of law, as also after giving adequate opportunity to the encroachers, the encroachment has already been removed on 30.01.2023, hence no lis survives for consideration in the present writ petition.

Having regard to the facts and circumstances of the case, as aforesaid, since the encroachment in question has already stood removed, nothing survives for consideration, hence the present writ petition stands disposed off.

(Mohit Kumar Shah, J)

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