

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2719 of 2024

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Pankaj Kumar S/o Kameshwar Pandit, R/o- Mohalla- Jhulania Chawk
Daheriya, P.S. and Dist. - Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary, Revenue and Land Reforms Department Govt. of Bihar, Patna.
2. The District Magistrate, Katihar, Dist. - Katihar.
3. The Deputy Collector Land Reforms (D.C.L.R.) Katihar, Dist. - Katihar.
4. The Circle Officer, Katihar Sadar Block, P.S. and Dist. - Katihar.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar No. 1, Advocate
For the Respondent/s : Mrs. Nutan Sahay, AC to AAG-12

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 16-05-2024 Heard Mr. Arun Kumar No. 1, learned counsel for the

petitioner and Mrs. Nutan Sahay, learned AC to AAG-12.

2. The present writ petition has been preferred for the

grant of following relief/s:-

*“(i) That the respondents be directed
to make measurement and demarcation of
the lands of the petitioner situated at Mauza
- Dehariya, Thana No. 98, P.S. - Katihar,
Dist. - Katihar, Khata No. - 79, C.S. Plot No.
- 795/P, M.S. Plot No. - 202/333 Total Area
of 8 Dec. & 4 Karies, Ward No. 29 under the
Katihar Municipality, Boundaries where of
is N-F.C.I. compound wall, S - Dist. Board
Road, E- Bihar Gov & Pukka Road, W -*



Navlal Sah.

(ii) That the respondents be also directed to provide proper safety of life and liberty of the petitioner because the aforementioned land is only means of livelihood of the petitioner & his dependents.

(iii) That the respondents be also directed to make measurement & demarcation of the aforementioned lands in the light of settlement receipt of year 1954-55 issued by the then title holder Jamindar Khan Bahadur Chaudhary Estate and Mithan Mondal of the said lands in year 1944 for cultivation & livelihood of the petitioner's ancestors contained in Ax. - 1 & 2 to this petition.

(iv) That respondents be directed to grant any other relief or reliefs as it may be deemed fit and proper to the facts and circumstances of this case.”

3. A counter-affidavit came to be filed on behalf of the respondent nos. 2 to 4 duly signed by the Circle Officer, Katihar Sadar and paragraph nos. 6 and 7 read as follows:-

“6. That the petitioner has stated in the writ petition that the land in question was previously belonged to his grand father Pandit. He had got settlement in year namely Cholo the same vide 1944. He has claimed to have rent receipts issued for 1954-55 and 1955-56 In the



name of grand father. He has also stated in the writ petition that the land had been settled in favour of Choudhary Estate from whom the ancestors of the Petitioner got the land in question.

7. That from perusal of M.S Khatiyan, it is clear that the land in question stands recorded in the name of NJMC R.B.H.M Unit, Katihar (Bharat Sarkar). In remarks coloum, the word “गइदा” has title. If the Petitioner claims over the land in question, approached he the ought to Civil have Court challenging the entries made in M.S Khatiyan.”

4. In view of the aforesaid fact, learned counsel for the petitioner submits that he will be approaching the concerned Civil Court for the redressal of his grievance.

5. Granting said liberty, the present writ petition stands disposed of.

(Rajiv Roy, J)

Adnan/-

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