

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2758 of 2024

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1. Panchlal Kumar Gupta, Son of Heera Prasad Sah, village Kamari, ward no. 07, post Mahdipur, Police Station- Pasraha, Devdha, District - Khagaria.
 2. Latar Sah Son of Ghoghay Sah, village Kamari, ward no. 07, Post Mahdipur, Police Station- Pasraha, Devdha, District - Khagaria.

... .. Petitioners

Versus

1. The State of Bihar through the District Magistrate, Khagaria.
2. Principal Secretary, Revenue and Land Reforms Department, Bihar Government, Patna.
3. Chief Secretary, Government of Bihar, Patna.
4. Principal Secretary, Education Department, Government of Bihar, Patna.
5. District Education Officer, Khagaria.
6. Sub-Divisional Officer, Gogri, Khagaria.
7. Circle Officer Gogri, Khagaria.
8. Vinay Sah, Son of Late Siyaram Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
9. Rajiv Sah Son of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
10. Sanjiv Sah Son of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
11. Gandhi Sah Son of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
12. Sonelal Kumar Son of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
13. Gurucharan Kumar Son of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
14. Dharmshila Devi Wife of Vinay Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
15. Abha Devi Wife of Sanjeev Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
16. Sweeti Devi Wife of Rajiv Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.
17. Neha Devi Wife of Gandhi Sah, Sakin Kamari, Post Mahdipur, Police Station Pasraha, District Khagaria.

... .. Respondents

Appearance :

For the Petitioner/s	:	None.
For the Respondent/s	:	Mr. Sunil Kumar Mandal, SC-3 Mr. Bipin Kumar, AC to SC-3

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE HARISH KUMAR



ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 20-03-2024

None appears on behalf of the petitioners. On the last occasion also, there was none to represent the petitioners.

2. Learned Government Advocate, for the respondents is present.

3. The petitioners have an alternate remedy to proceed under the Bihar Public Land Encroachment Act, 1956. There cannot be maintained a Public Interest Litigation on the subject matter nor is the invocation of the extraordinary power possible; when there is such an alternate efficacious remedy available.

4. Present petition stands dismissed with the liberty aforesaid; without any observation on merits, or even the *locus standi* of the petitioners, which has to be decided by the Appropriate Authority under the Act of 1956.

(K. Vinod Chandran, CJ)

(Harish Kumar, J)

rohit/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	21.03.2024
Transmission Date	

