

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18690 of 2016

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1. Shahzad Akhtar
 2. Manzar Alam
 3. Tauqueer Usmani
 4. Iqubalssaid@ Aqubal
 5. Abu Sarwar
 6. Abu Nawaz All Son of late Abdul Sattar All Resident of Village- Lodhabari,
P.S. Police Station-Terhagachh, District Kishanganj.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The D.C.L.R. Kishanganj.
3. The Circle Officer, Terhagach, District Kishanganj.
4. The Circle Inspector, Tergahach, District Kishanganj.
5. The Halka Karamchari, Halka No. 6, Terhagach, District Kishanganj.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Md. Hussain, Advocate
For the Respondent/s : Mr. Dhurjati Kumar Prasad, GP-14

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL JUDGMENT

Date : 03-09-2024

Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ application has been filed for
following relief(s):

*“1.I. For issuance of a writ of certiorari
or any other appropriate writ, order, orders,
directions for quashing the order dated 09.04.2016
passed by learned D.C.L.R., Kishanganj in*



Mutation Appeal No. 21 of 2012-13 by which the learned D.C.L.R. has arbitrary, dismissed the mutation appeal of the petitioner affirming the order of C.O. Terhagach, Kishanganj.

II. For issuance of a writ of certiorari or any other appropriate writ order or orders, direction for quashing the order dated 04.05.2010 passed by Circle Officer, Terhagach, Kishanganj in Mutation Case No. 21 of 09-10 by which the Circle Officer, Terhagach has rejected the Mutation Case of the petitioner without considering the claim and relevant documents.

III. For grant of any other appropriate relief or reliefs for which the petitioner may be entitled, deemed fit and proper.”

3. At the outset, learned counsel for the State submits that the petitioner is having an alternative remedy by way of filing Revision before the concerned Collector/Additional Collector under Section 8 of the Bihar Land Mutation Act, 2011.

4. Considering the above fact that the petitioner is having an alternative remedy, the petitioner is directed to file



Revision before the concerned Collector/Additional Collector as per the provisions under Section 8 of the Bihar Land Mutation Act, 2011 within a period of six weeks along with application of condonation of delay in filing the Revision and the concerned Collector/Additional Collector, after considering the fact that the petitioner was perusing his remedy before this Court will condone the delay and dispose of the revision in accordance with law.

5. With the aforesaid observation/direction, the present writ application stands disposed of.

(Rudra Prakash Mishra, J)

Alok Verma/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	03.09.2024
Transmission Date	N/A

