

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5807 of 2024

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Vrij Bihari Kumar @ L.B. Das Cum Mahanth Son of Banwari Jamadar @
Banwari Prasad Resident of Village- Sabalpur, Police Station- Aungari,
District- Nalanda (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Personnel and Administrative Department, Govt. of Bihar, New Secretariat, P.S.- Sachivalay, District- Patna.
2. The Joint Secretary, Personnel and Administrative Department, Govt. of Bihar, New Secretariat, P.S.- Sachivalay, District- Patna.
3. The District Magistrate, Nalanda, P.S.- Nalanda, District- Nalanda.
4. The Sub-Divisional Officer, Hilsa, Nalanda, P.S.- Hilsa, District- Nalanda.
5. The Circle Officer, Ekangarsarai, P.S.- Ekangarsarai, District- Nalanda.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Shashank Chouhan, Advocate
For the Respondent/s : Mr.P.K. Shahi, Advocate General

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

(Per: HONOURABLE THE CHIEF JUSTICE)

3 19-04-2024 The petitioner has 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.

2. Present petition stands dismissed with the liberty aforesaid; without any observation on merits, or



even the *locus standi* of the petitioner, which has to be decided by the Appropriate Authority under the Act of 1956.

(K. Vinod Chandran, CJ)

(Harish Kumar, J)

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