

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7459 of 2024

1. Anil Kumar Son of Vishwanath Mahto Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
2. Sheo Prasad @ Sheo Prasad Mahto Son of Lakshman Koiri Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
3. Kishore Prasad Son of Late Ramnazer Prasad Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
4. Brij Bihari Mahto @ Danka Mahto Son of BHikhari Mahto Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
5. Sajjan Prasad Son of Dhruv Kairi Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
6. Nagina Prasad Son of Ramsawal Prasad Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
7. Ramsurat Prasad Son of Lakshman Prasad Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.
8. Rampunit Yadav Son of Ram Chandra Yadav Resident of Village - Barvat Prasaien, Ward No. 37, Police Station - Bettiah Muffasil, District - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Land and Revenue Department, Government of Bihar.
2. The District Magistrate, Bettiah, West Champaran.
3. The Bettiah Municipal Corporation, West Champaran at Bettiah.
4. The Municipal Commissioner, Nagar Bettiah Nigam, Bettiah, West Champaran.
5. The Ward Counselor, Ward no. 37, Bettiah, West Champaran.
6. The Anchal Amin, Bettiah Circle, Bettiah, West Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Sarvesh Kashyap, Advocate
For the Respondent/s : Mr.Government Advocate 8

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER



4 02-09-2024

1. Though the present writ petition was filed for quashing the notice, issued by the respondent no.04 i.e. the Municipal Commissioner, Bettiah Nagar Nigam, Bettiah at West Champaran in Encroachment Case No.60 of 2023-24, however, a counter affidavit has been filed by the Additional Chief Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna, wherein it has been admitted that on account of error, the Municipal Commissioner, Municipal Corporation, Bettiah had initiated action under the provision of the Bihar Public Land Encroachment Act, 1956, however, after realising his mistake, he has withdrawn the said notice, hence the aforesaid encroachment proceeding are no longer in existence.

2. In view of the aforesaid, the learned counsel for the petitioners seeks not to press the present writ petition.

3. Accordingly, the present writ petition stands disposed off.

(Mohit Kumar Shah, J)

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