

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 22375 of 2018

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Satyendra Kumar Singh alias Satyendra Singh Son of Late Yamuna Singh
Resident of Village- Khedu Bigha, Mahal- Arawan, P.O.- Aant, P.S.- Ben,
District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Nalanda, District- Nalanda.
2. The Superintendent of Police, Nalanda, District- Nalanda.
3. The District Magistrate, Nalanda, District- Nalanda.
4. The Sub Divisional Magistrate, Rajgir, District- Nalanda.
5. The Circle Officer, Ben, P.S.- Ben, District- Nalanda.
6. The Officer in Charge, P.S.- Ben, District- Nalanda.
7. The Additional Collector, Nalanda, District- Nalanda.
8. Tirpit Gope, Son of Late Karu Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
9. Baban Gope, Son of Late Karu Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
10. Nand Kishore Gope, Son of Late Gobardhan Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
11. Chandradeo Gope, Son of Late Triveni Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
12. Jagdish Gope, Son of Late Triveni Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
13. Mathura Gope, Son of Late Sheocharan Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
14. Arbind Gope, Son of Late Ramsharan Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
15. Ashutosh Singh, Son of Late Saryug Singh Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
16. Rakesh Singh, Son of Late Saryug Singh Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
17. Shankar Singh, Son of Ram Naresh Singh Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.



18. Anil Singh, Son of Ram Naresh Singh Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
19. Baidyanath Paswan, Son of Khelawan Paswan Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
20. Bijendar Gope, Son of Late Baleshwar Gope Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
21. Girija Tiwari, Son of Late Bhola Tiwari Resident of Village- Khedu Bigha, P.S.- Ben, District- Nalanda.
22. Kripa Sharma, Son of Late Rama Shankar Sharma Resident of Village- Arawan, P.S.- Ben, District- Nalanda.
23. Bijay Sharma, Son of Late Bishwanath Sharma Resident of Village- Arawan, P.S.- Ben, District- Nalanda.
24. Baleshwar Bind, Son of Late Shakuar Bind Resident of Village- Beldari Par, Mahal- Arawan, P.O.- Eksara, P.S.- Ben, District- Nalanda.
25. Keshwar Bind, Son of Late Shakuar Bind Resident of Village- Beldari Par, Mahal- Arawan, P.O.- Eksara, P.S.- Ben, District- Nalanda.
26. Krishna Bind, Son of Late Shakuar Bind Resident of Village- Beldari Par, Mahal- Arawan, P.O.- Eksara, P.S.- Ben, District- Nalanda.
27. Dayanand Bind, Son of Late Raghunath Bind Resident of Village- Beldari Par, Mahal- Arawan, P.O.- Eksara, P.S.- Ben, District- Nalanda.
28. Lali Bind, Son of Late Raghunath Bind Resident of Village- Beldari Par, Mahal- Arawan, P.O.- Eksara, P.S.- Ben, District- Nalanda.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh, Advocate
For the Respondent/s : Mr.Md.Khurshid Alam, AAG-12

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 25-09-2024 The present writ petition has been filed seeking the following reliefs:-

"I. That the present writ application had been preferred for issuance of an appropriate writ order or direction in the nature of mandamus to command and direct the



District Magistrate, Nalanda, and the Superintendent of Police, Nalanda to protect the property of the petitioner from the illegal encroachment and the peaceful possession of the land described in Para- 11 of the present writ application from the encroachers on the ground that land belongs to the petitioner, who is having right, title and possession of the land and no unauthorized or illegal encroachment or illegal interference is permissible to distract and hamper the peaceful possession of the petitioner.

11. That the present writ application has been preferred for issuance of an appropriate writ order(s) or direction(s) in the nature of Mandamus to direct the Respondent authority to remove encroachment from the land as described in Para-11 to the writ application on the ground that the scheduled land is Raiyat Khatiyani land of the petitioner and the Opposite-2nd party has encroached over the said land of the petitioner in an illegal manner.

III. That the present writ application has been preferred for issuance of an appropriate writ order(s) or direction(s) in the nature of Mandamus to command and direct the respondent authority to consider the representation preferred on behalf of the petitioner in accordance with law.”

2. After some arguments, the learned counsel for the petitioner seeks not to press the present writ petition, however, seeks liberty on behalf of the petitioner to avail such other



alternative remedies as are otherwise available under the law.
Liberty, so sought, is granted.

3. The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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