

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8857 of 2024

Md. Murtuja Son of Md. Vasil, resident of Village- Donwari, Barmotar, Ward
No.12, Police Station- Laukaha, District- Madhubani, Bihar-847227.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Commissioner Darbhanga Division, Darbhanga.
3. The District Magistrate/Collector, Madhubani.
4. The Additional Collector, Madhubani.
5. The Sub-Divisional Officer, Phulparas, District- Madhubani.
6. The Block Development Officer, Khutauna, District- Madhubani.
7. The Circle Officer, Block- Khutauna, District- Madhubani.
8. Vishwanath Mandal, Son of Late Khattar Mandal. resident of Village- Chhota Udhwa (Donwari), P.S.- Laukaha, District- Madhubani.
9. Bajrang @ Bajranji, Son of Vishwanath Mandal. resident of Village- Chhota Udhwa (Donwari), P.S.- Laukaha, District- Madhubani.
10. Upendra Mandal, Son of Vishwanath Mandal. resident of Village- Chhota Udhwa (Donwari), P.S.- Laukaha, District- Madhubani.
11. Mukti Mandal, Son of Nir Mukhan Mandal. resident of Village- Chhota Udhwa (Donwari), P.S.- Laukaha, District- Madhubani.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Lakshmindra Kumar Yadav, Advocate
For the Respondent/s : Standing Counsel 8

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

2 22-07-2024 The present writ petition has been filed
seeking the following reliefs:-

"(I) For issuance of an appropriate order,



direction or writ in the nature of Certiorari for quashing order dated 08.11.2023 (Annexure-P/3) which has been passed by Sub-Divisional Public Grievance Redressal Officer, Phulparas, District- Madhubani whereby it has been held that the land of Vishwanath Mandal is Raiyati Land, basis New Survey Khatian and further for quashing order dated 16.02.2024 (Annexure-P/5) passed by Additional Collector (Public Complaint Grievance Redressal) Madhubani, whereby and whereunder the appeal preferred by petitioner has been dismissed and the Sub-Divisional Officers order has been affirmed that the nature of land is Raiyati Land and settlement of dispute is possible by competent court.

(II) For issuance of an appropriate order, direction or writ in the nature of MANDAMUS commanding the respondents to vacate the public land Gair Majarua Aam, Mauza Chhota Udhwa, Khata No.36, Khesra No.36, Area-2-6-6 (Two Bigha, 6 katha 6 Dhur) category-Rasta Block/Circle- Khutauna, Sub-Division-Phulparas, District- Madhubani."

2. At the outset, 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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